



COMMONS REGISTRATION ACT 1965

Reference No. 215/U/23

In the Matter of Bibletts Common and
Bibletts Island, Hentland and Bellingham Group,
South Herefordshire District, Hereford and
Worcester

DECISION

This reference relates to the question of the ownership of part ("the Referred Part") of the land known as Bibletts Common and Bibletts Island, Hentland and Bellingham Group, South Herefordshire District and being the land comprised in the Land Section of Register Unit No. CL45 in the Register of Common Land maintained by the Hereford and Worcester County Council. The Referred Part is the part of the said land of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference no person claimed to be the freehold owner of the Referred Land and no person claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the Referred Land at Hereford on 11 January 1978.

At the hearing Mrs E R Williams (the registration at Entry No.1 in the Ownership Section of this Register Unit was made on her application) was represented by Mr J M Burrows solicitor of Thorpe & Thorpe, Solicitors of Ross on Wye.

The land in this Register Unit is in two pieces: Bibletts Common being part of OS No 36 and the adjoining bed of the River Wye and Bibletts Island being OS No 32 and the adjoining bed of the River. OS No 32 exclusive of the bed of the River is the part of the said land to which the said Ownership Section registration relates, and accordingly forms no part of the Referred Land.

Mr Burrows said that Mrs Williams was only concerned with the part of the said land of which she is registered as the owner; with this I am not concerned. As to the Referred Land in the absence of any evidence I am not satisfied that any person is the owner of it and it will therefore remain subject to protection under section 9 of the Act of 1965.

I am required by regulation 30(1) of the Commons Commissioners Regulations 1971 to explain that a person aggrieved by this decision as being erroneous in point of law may, within 6 weeks from the date on which notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this 1st — day of February 1979

a. a. Baden Fuller

Commons Commissioner