

COMMONS REGISTRATION ACT  
1965



Reference No. 216/U/79

In the Matter of land bordering River  
Colney known as Waterside, London Colney

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No.VG.111 in the Register of Town or Village Greens maintained by the Hertfordshire County Council 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 London Colney Parish Council claimed to be the freehold owner of the land in question ("the unit land"); no other 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 land at Hertford on 19 February 1986.

At the hearing the Parish Council was represented by its clerk, Mr H C Gibbons, and there was no other claimant.

Mr Gibbons told me that in 1962 the Parish Council made efforts to ascertain the owner of the unit land. No claimant was forthcoming and the Parish Council then proceeded to put the land, which had been neglected, into a paper state, and the work included the erection of a dwarf brick wall along one edge of the area taken over by the Council.

This area is part only of the unit land, and I am satisfied on the evidence that the Parish Council is owner of the area. As to the remaining part, I am not satisfied that any person is the owner, and it therefore falls to be vested in the Parish Council under section 8 (3) of the Act of 1965. In the result, accordingly, I shall direct the Hertfordshire County Council, as registration authority, to register the Parish Council as the owner of the whole of the unit land under section 8 (2) and 8 (3) 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 15<sup>th</sup> day of May 1986

*L. J. Adams Smith*

Commons Commissioner