



COMMONS REGISTRATION ACT 1965

Reference No.16/U/48

In the Matter of The Folly,
Buntingford, Hertfordshire.

DECISION

This reference relates to the question of the ownership of land known as The Folly, Buntingford, being the land comprised in the Land Section of Register Unit No.C.L.41 in the Register of Common Land 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 no person claimed to be the freehold owner of the land in question and no one 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 16th January 1973.

At the hearing Mr. J.S. Meeke, solicitor, appeared for the Buntingford Parish Council. He called as a witness Mr. S.G. Atwood, the Clerk of the Parish Council. Mr. Atwood informed me that his Council had lately started to maintain the land in question, but since it has only done this during the last six months, I find myself unable to hold that the Council has acquired a possessory title.

In the absence of any other evidence I am not satisfied that any person is the owner of the land 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 24th day of January 1973

Chief Commons Commissioner