



COMMONS REGISTRATION ACT 1965

Reference No.225/U/110

In the Matter of Guist Common, Guist
Breckland D

DECISION

This reference relates to the question of the ownership of land known as Guist Common Guist Breckland D being the land comprised in the Land Section of Register Unit No. CL.365 in the Register of Common Land maintained by the Norfolk 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 the Official Custodian for Charities claimed to be the freehold owner of the land in question and 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 Kings Lynn on 26 October 1977.

There was no appearance at the hearing.

Prior to the hearing the Charity Commission sent to the office of the Commons Commissioners an affidavit sworn by P G J Mackey on 3 October 1977 and the Exhibits thereto which established that the land in question is the land referred to or part of the land referred to in the Schedule to a Scheme dated 17 July 1959 whereby the land in question was vested in the Official Trustee of Charity Lands the predecessor to the Official Custodian for Charities.

On this evidence I am satisfied that The Official Custodian for Charities is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register The Official Custodian for Charities as the owner of the land under section 8 (2) 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 23rd day of March 1978

Y A Settle

Commons Commissioner.