



COMMONS REGISTRATION ACT 1965

Reference No 225/D/18 &amp; 19

In the Matter of Hare Wash,  
Ringland, Broadland D

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DECISION

These disputes relate to the registrations at Entry Nos 1 and 2 in the Ownership Section of Register Unit No CL. 231 in the Register of Common Land maintained by the Norfolk County Council and are occasioned by the said two conflicting registrations.

I held a hearing for the purpose of inquiring into the dispute at Norwich on 13 January 1977. The hearing was attended by Mr G W Dalton of Messrs Hill and Perks agents for Messrs Day and Yewdall on behalf of Sir W R Prince-Smith who by Entry No 2 claimed ownership of the land in question and Mr Sparks appeared for the Ringland Parish Council which by Entry No 1 claimed ownership.

These disputes were heard immediately after those relating to Sheeps Wash, Refs 22/D/16 & 17.

This land was conveyed to Sir W R Prince-Smith by the conveyance referred to in my decision on Sheeps Wash, but in this case Mr Berney gave a covenant for title. The land like Sheeps Wash has a frontage to the river and is finally registered in the Land Section as common land. Mr Sparks in evidence said that the Parish Council regarded this land as being in its ownership and that the parishioners have fished from and shot over the land, but there is not as far as I am aware any reference to it in the minutes of the Parish Council, nor any record of any objection to the exercise of rights of ownership by the Morton Estate.

If this case stood alone Mr Sparks would in my view have had some difficulty in persuading me that the Parish Council was the owner. However Mr Dalton took the view that the similarity between this land and Sheeps Wash was such that the decision in this case should follow that which I have given in the case of Sheeps Wash and I therefore confirm the Registration at Entry No 1 and refuse to confirm the Entry No 2, but as in the case of Sheeps Wash I am willing to withdraw this decision if before I give a direction I am requested to withdraw this decision so that Mr Dalton may lead evidence not available to him at the hearing.

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 28<sup>th</sup> day of April

1977

G. J. Settle