



COMMONS REGISTRATION ACT 1965

Reference No 225/U/125

In the Matter of Mill Common, Southrepps,  
Norfolk

---

DECISION

This reference relates to the question of the ownership of land known as Mill Common, Southrepps, being the land comprised in the Land Section of Register Unit No CL 389 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 Hon. Doms Harbord claimed to be the freehold owner of the land in question, and Southrepps Parish Council 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 Norwich on 24 May 1978.

At the hearing Miss Harbord was represented by Mr D J W Greenish, Solicitor, the Southrepps Parish Council was represented by Mr N Hooker, its Chairman, and Mr K H Walpole, the applicant for the registration appeared in person.

By a vesting deed made 3 May 1927 between (1) Francis George Burroughs and the Hon. Asshaton Edward Harbord (2) Victor Alexander Charles, Lord Suffield there was vested in Lord Suffield a property described as the Gunton Estate, but not further particularized. However, Mr R J Wortley, who from 1939 until 1965 acted as the land agent for the Gunton Estate, stated that the land the subject of the reference has for many years formed part of the Gunton Estate without any adverse claim being made to it. The Gunton Estate was vested in Miss Harbord by a deed of assent and discharge made 1 February 1948 between (1) Lawrence Roger, Earl of Scarborough and Ellis George Whately (2) E G Whately, Robert Wyndham Ketton-Cremer, and William Frederick Batt (3) The Hon. Doms Cecilia Harbord.

On this evidence I am satisfied that Miss Harbord is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register her 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

8th

day of

June

1978

Chief Commons Commissioner