



COMMONS REGISTRATION ACT 1965

Reference No.225/U/80

In the Matter of Newton Heath and Whinhill  
Common Newton by Castle Acre Breckland D

DECISION

This reference relates to the question of the ownership of land known as Newton Heath and Whinhill Common, Newton by Castle Acre Breckland D being the land comprised in the Land Section of Register Unit No.CL.300 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 Mr A Fountaine 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 25 October 1977.

Mr H Picarda Counsel, instructed by Messrs. Risdon and Heared on behalf of Mr Fountaine and proved Mr Fountaines title as stated in my decision in Reference No.225/U/77

Mr Faircloth appeared on behalf of the Parish Meeting and did not contest Mr Fountaines claim to ownership.

On this evidence I am satisfied that Mr A Fountaine is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register Mr A Fountaine 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 3 November ~~day of~~ 1977

C A Little

Commons Commissioner