



COMMONS REGISTRATION ACT 1965

Reference Nos. 234/D/50-55
(inclusive)

In the Matter of Felixstowe Ferry, Suffolk
Coastal D.

AMENDED DECISION

These disputes relate to the Entry No. 1 in the Land Section of Register Unit No. CL.77 in the Register of Common Land and Entry No. 1 in the Rights Section of the said Register maintained by the Suffolk County Council and are occasioned by Objection No. 22 made by Felixstowe Ferry Syndicate noted in the Register on 19 August 1970, Objection No. 23 made by Terence Moore and noted in the Register on 19 August 1970, and Objection Nos. 71 & 72 made by Anthony James Ratcliffe noted in the Register on 3 September 1970.

I held a hearing for the purpose of inquiring into these disputes at Ipswich on 13 February 1975.

Mr. Philip Lucking counsel, appeared on behalf of the Objectors, Felixstowe Ferry Syndicate, Mr. Moore and Mr. Ratcliffe. Mr. Matthews, the Town Clerk of Felixstowe appeared and also represented Suffolk Coastal District. Mr. Felix Alan Newson appeared on behalf of himself and others who had registered rights under Entry No. 1 in the Rights Section of the Register.

Mr. Newson withdrew his claim to Rights and I therefore refuse to confirm the Entry No. 1 in the Rights Section of the Register. Mr. Moore and Mr. Ratcliffe withdrew their objections. Mr. Matthews did not contest that the Felixstowe Ferry Syndicate were the owners of part of the land in question and that such part of the land in question was not common land. I therefore refuse to confirm the Entry No. 1 in the Land Section of the Register as regards land in the ownership of the Felixstowe Ferry Syndicate.

At the end of the hearing Dr. M.A. Youngs assistant Registrar, University of Salford applied to be heard notwithstanding that he had not made any objection and I acceded to his application. Dr. Youngs claimed to be the owner of part of the land in question which he could not then identify adjoining the Martello Tower and claimed that it should be excluded from the Entry No. 1 in the Land Section of the Register.

Dr. Youngs has, subsequent to the hearing, satisfied Mr. Matthews that his land hatched on the plan annexed to this decision should be excluded from the Registration and ^{Mr. Matthews} has by a letter dated 27th March 1975 to the Suffolk County Council stated such to be the case.

In these circumstances there being no outstanding Objection to Entry No. 1 in the Land Section of the Register as regards land not in the ownership of the syndicate and not owned by Dr. Youngs I confirm the Entry No. 1 modified so as to exclude the land owned by the Syndicate and the land owned by Dr. Youngs.



-2-

In order to give a Direction to the County Council, I shall require to identify the land in the ownership of the Syndicate and I must therefore ask Messrs. Gotlee & Goldsmith to forward to the office of the Commons Commissioners either copies of the conveyances to the Syndicate of the land in their ownership or a plan agreed with Mr. Matthews.

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

12'

day of

May

1975

A handwritten signature in cursive script that reads "C. A. Little".

Commons Commissioner