



COMMONS REGISTRATION ACT 1965

Reference No.34/U/83

In the Matter of Howe Heath (Plot No.214)
Blundeston, Waveney D.

DECISION

This reference relates to the question of the ownership of land known as Howe Heath (Plot No 214) Blundeston Waveney D. being the land comprised in the Land Section of Register Unit No.CL.84 in the Register of Common Land maintained by the former East Suffolk 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 Blundeston Parish Council and Suffolk County Council each 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 Ipswich on 20 January 1976.

Mr Killin appeared for the Blundeston Parish Council and Mr Whittaker appeared for the Suffolk County Council.

This reference was argued concurrently with reference No. 34/U/79 and my decision on that reference is applicable to this reference.

For the reasons given in my decision on reference No.34/U/79 I am satisfied that Waveney District Council is the owner of the land, as trustee for Blundeston Parish Council I shall accordingly direct the Suffolk County Council, as registration authority, to register Waveney District Council as the owner of the land under section 8 (2) of the Act of 1965 as trustee for Blundeston Parish Council.

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 18th day of March 1976

C. A. Leitch

COMMONS COMMISSIONER