



COMMONS REGISTRATION ACT 1965

Reference No. 238/U/75

In the Matter of Bognor Common and Waste of the
Manor of Bedham, Fittleworth and Kirdford,
West Sussex

SUPPLEMENTARY DECISION

This reference relates to the question of the ownership of land known as Bognor Common and waste of the Manor of Bedham, Fittleworth and Kirdford, being the part of the land comprised in the Land Section of Register Unit No. CL 78 in the Register of Common Land maintained by the West Sussex County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at ~~Chichester on 7 May 1982~~. On this occasion I was satisfied regarding the ownership of parts of the land in question, but I was not satisfied regarding the ownership of the remainder.

After my decision was published the Clerk of the Commons Commissioners was informed that Mrs H R Hastings claimed to be the owner of part of the land regarding the ownership of which I had not been satisfied, and a satisfactory explanation for Mrs Hastings's failure to appear or to be represented at the hearing was given.

Since nobody who appeared or was represented at the hearing claimed to be the owner of the land claimed by Mrs Hastings, I decided to proceed with the matter without reopening the hearing.

A part of the area lettered "F" on the Register Map was conveyed to Mrs Hastings by a Conveyance made 27 November 1961 between (1) William Slade Mitford (2) Hazel Rickman Hastings. The Conveyance contained a covenant that the purchaser would not erect any boundary wall or fence on the north-eastern side of the area lettered "F" or otherwise attempt to define the boundary of or to enclose that portion of the land conveyed as it was part of the manorial common land of the manor or lordship of Bedham. The vendor's root of title was a conveyance made 11 August 1943 between (1) William Kenyon Mitford (2) W S Mitford.

On this evidence I am satisfied that Mrs Hastings is the owner of the part of the area lettered "F" conveyed to her on 27 November 1961. I shall accordingly direct the West Sussex County Council, as registration authority, to register her as the owner of that part 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.

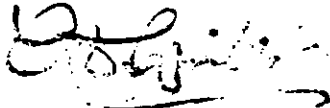
Dated this

4th

day of

March

1983


Chief Commons Commissioner