



COMMONS REGISTRATION ACT 1965

Reference No.37/U/108

In the Matter of Land in Cockfield Lane,
Chailey, East Sussex.

DECISION

This reference relates to the question of the ownership of land in Cockfield Lane, Chailey, being the part of the land comprised in the Land Section of Register Unit No.CL 7 in the Register of Common Land maintained by the former East Sussex 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 no person claimed to be the freehold owner of the land in question but Mr Ivor Grantham 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 Lewes on 19th November 1974.

The hearing was attended by Mrs G.Impey, solicitor, on behalf of the Chailey Parish Council and by Mr Ivor Grantham, lord of the manor of Balneath.

Mr Grantham applied for registration as the owner of the land the subject of this reference, together with other land comprised in the Register Unit, but following an objection made by the Administrator of W.E.Morse, deceased the registration entry was modified with Mr Grantham's consent by the exclusion of the land the subject of the objection and now the subject of the reference.

Notice of the hearing was sent to the agents of the Administrators of W.E.Morse, deceased, and after the hearing the Clerk of the Commons Commissioners again communicated with the agents, but was told no more than that they were waiting to hear from their clients' solicitors. Since then three more months have elapsed. The Clerk of the Commons Commissioners has now been informed that it is not desired to pursue the claim.

In the absence of any evidence I am not satisfied that any person is the owner of the land and it will therefore be subject to protection under section 9 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 28th day of April 1975

Chief Commons Commissioner