



COMMONS REGISTRATION ACT 1965

Reference No 16/U/63

In the Matter of Berkhamsted
Common (near Gravel Path),
Berkhamsted, Dacorum District,
Hertfordshire

DECISION

This reference relates to the question of the ownership of land known as Berkhamsted Common (near Gravel Path), Berkhamsted, Dacorum District being the land comprised in the Land Section of Register Unit No CL. 69 in the Register of Common Land maintained by the Hertfordshire 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 Berkhamsted Golf Club Trustee Ltd asked (letters from their solicitors dated 2 and 11 April 1973) that their interest be noted but did not say what their interest was. No person 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 Hertford on 6 June 1978. There was no appearance at the hearing.

According to the Register map the land is approximately triangular being OS No 363 containing 0.665 acres, its south-west corner being not far from Westmount and its southeast corner being not far from Brackenhill. In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain 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 26th day of June 1978

aa. Baden Fuller

Commons Commissioner