



COMMONS REGISTRATION ACT 1965

Reference No.16/D/1

In the Matter of Kings Mead,
Hertford Borough, Hertfordshire

DECISION

This dispute relates to the registration at Entry No.1 in the Land section of Register Unit No.C.L.4 in the Register of Common Land maintained by the Hertfordshire County Council ("the County") and is occasioned by Objection No.88 made by British Waterways Board ("the Board") and noted in the Register on 18 November 1970.

I held a hearing for the purpose of inquiring into the dispute at Hertford on 27 October 1972. The hearing was attended by the Hertford Borough Council ("the Corporation") who were represented by Mr. A. I. Clough who is their clerk.

The land has an area of about 42½ acres and comprises three pieces of land two of which are separated from each other by the River Lee Navigation. Before the hearing the Board sent to the Clerk of the Commons Commissioners an Agreed Statement of Facts which (as appears from the signatures thereon) had been agreed by the Corporation, the County and the Board and which was as follows:-

1. The land coloured green on the attached plan comprising part of the towing path of the River Lee Navigation between the points A and B on the said plan and having a uniform width of six feet or thereabout as defined by boundary posts on the site is not subject to rights of Common.
2. The land forming the bed banks and towing path of the Navigation at Kings Mead, Hertford including the land coloured green is vested in the British Waterways Board under the provisions of the River Lee Improvements Act 1766 and certain subsequent enactments.
3. The piece or parcel of land adjoining the green land and known as Kings Mead is vested in Hertford Corporation.
4. The boundary between the land vested in the Board and the land vested in the Corporation between the points marked A and B on the attached plan is shown by a red line."

Mr. Clough said that the Board, the County and the Corporation were all agreed that the part of the towing path mentioned in the said Statement should be excluded from the Registration.

I am satisfied that I ought to give a decision in accordance with the said statement and agreement and I accordingly confirm the registration with the following modification:- The land coloured green on the plan hereinafter specified comprising part of the towing path of the River Lee Navigation between the points A and B on the said plan and having a width of six feet or thereabouts as defined by boundary posts on the site to be removed from the Register, the boundary of the land so removed between the points marked A and B on the said plan being thereon shown by a red line and the said plan being that annexed to the above mentioned



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Agreed Statement of Facts.

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 2nd day of *November* 1972.

a. a. Baden Fuller

Commons Commissioner