



COMMONS REGISTRATION ACT 1965

Reference No. 14/U/139

In the Matter of The Pond, Stag Lane,  
Owslebury, Winchester CC

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DECISION

This reference relates to the question of the ownership of land known as The Pond, Stag Lane, Owslebury, Winchester CC being the land comprised in the Land Section of Register Unit No. CL. 232 in the Register of Common Land maintained by the Hampshire 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 Owslebury Parish Council 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 Winchester on 3 March 1976.

Mr J H Shaw, Chairman of the Owslebury Parish Council appeared and produced an Inclosure Award dated 1861 whereby the Pond in question, No. 52 on the map attached to the said Award, was allotted as a public pond for the use of the persons for the time being interested in the land within the said Parish of Owslebury. Throughout living memory the Parish had assumed the liability to maintain the said pond.

On this evidence I am satisfied that Owslebury Parish Council is the owner of the land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register Owslebury Parish Council as the owner 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 9<sup>th</sup> day of March 1976

C. A. Settle

Commons Commissioner