



COMMONS REGISTRATION ACT 1965

Reference No 21/U/60

In the Matter of The Bogs, North  
Kilwath, Harborough District,  
Leicestershire

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DECISION

This reference relates to the question of the ownership of land known as The Bogs (at the end of Cranmer Lane), North Kilwath, Harborough District being the land comprised in the Land Section of Register Unit No CL. 58 in the Register of Common Land maintained by the Leicestershire 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 and no 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 Leicester on 21 April 1977. At the hearing North Kilwath Parish Council were represented by Mr D S Astbury, one of their members.

Mr Astbury, who has been resident in the Parish for 25 years and a member of the Parish Council for 10 years said (in effect):- Onto the land flows the effluent from the surface and soil drains of the Village. The Parish Council from time to time receive complaints about it and these they have passed on to the District Council (formerly Lutterworth Rural, now Harborough). The Parish Council do not claim ownership.

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 25<sup>th</sup> day of April ————— 1977

a a. Bades Fuller

Commons Commissioner