



COMMONS REGISTRATION ACT 1965

Reference No. 260/U/6

In the Matter of additional land at
Bibstone Hill, Cromhall

DECISION

This reference relates to the question of the ownership of additional land at Bibstone Hill, Cromhall being the part of the land comprised in the Land Section of Register Unit No. VG 139 in the Register of Town or Village Greens maintained by the Gloucestershire 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 each of them West Country Breweries Ltd and Mrs Lowe claimed to be the freehold owner of part of the land in question.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Bristol on 25 April 1979.

Mrs Smith of Messrs Rickerlys appeared for West Country Breweries Ltd, Mrs Lowe appeared in person, Mr R. I. Nieborer appeared for the Cromhall Parish Council and Mr A Hudson appeared for the Registration Authority, all who attended the hearing agreed that the land coloured blue on the plan annexed hereto had for very many years been in the exclusive occupation of the Brewery Company as part of the Royal Oak Public house and that the land coloured red on the said plan had been for very many years in the exclusive occupation of Mrs Lowe and her predecessor in title as part of the adjoining premises now owned by Mrs Lowe. On this evidence I am satisfied that the Brewery Company is the owner of the blue land and Mrs Lowe is the owner of the red land and I shall direct the Avon County Council to register them as the respective owners of their said lands under Section 3(2) of the Act of 1965.

The title to the remainder of the land in question (if any) is the same as that to Unit No. VG 23 and for the reason given in my decision on Reference No. 260/U/7. I shall direct the Avon County Council to register Cromhall Parish Council as the owner of the remainder of the land (if any) under Section 8(3) of the said act unless requested by the Totworth Estate to re-open the hearing.

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

4th

day of June

1979

J A Little

Commons Commissioner