



In the Matter of The Point, Chapel Pill, Easton-in-Gordano,
Avon

DECISION

This reference relates to the question of the ownership of land known as The Point, Chapel Pill, Easton-in-Gordano, being the land comprised in the Land Section of Register Unit No. CL 215 in the Register of Common Land maintained by the former Somerset 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 the former South Western Regional Hospital Board 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 Weston-super-Mare on 19 October 1978.

At the hearing Mr P H Barber, solicitor, appeared on behalf of the South Western Regional Health Authority and the Easton-in-Gordano Parish Council was represented by Mr G W Duck, one of its members.

The land in question was conveyed to the former Bristol Corporation by a conveyance made 29 September 1894 between (1) Mary Francis Miles (2) Henry Robert William Miles and Robert Fenton Miles (3) Sir George William Edwards (4) The Mayor, Aldermen and Burgesses of the City of Bristol. On 5 July 1948 it was transferred to the Minister of Health by section 9(2) of the National Health Service Act 1946. It was then transferred to the Secretary of State for Social Services by art. 3 of the Secretary of State for Social Services Order 1968 (S.I.1968, No. 1699).

On this evidence I am satisfied that the Secretary of State for Social Services is the owner of the land, and I shall accordingly direct the Avon County Council, as registration authority, to register him 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 6th day of November 1978

CHIEF COMMONS COMMISSIONER