



In the Matter of Land in Willaston Road
Thornton Hough

DECISION

This reference relates to the question of the ownership of land in Willaston Road, Thornton Hough being the land comprised in the Land Section of Register Unit No.CL.5 in the Register of Common Land maintained by the former Cheshire 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 Wirral Metropolitan Borough 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 Liverpool on 25 January 1982.

Mr S Maddox, Solicitor appeared for Wirral Borough Council and referred me to an allotment Award and plan dated 6 July 1815 in which it was stated on page 8 of the copy provided for me that allotment No. 38, being Register Unit No.CL.5 had been allotted to the proprietors of Nassage Lands or tenements within the township of Thornton for the repair of highways and private roads and paths within the township.

On this evidence I am satisfied that Wirral Borough Council is the owner of the land, and I shall accordingly direct the Merseyside County Council as registration authority, to register Wirral Borough 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

P W

day of

February 1982

George Hesketh
 Commons Commissioner