



COMMONS REGISTRATION ACT 1965

Reference No. 209/U/29

In the Matter of The Square or Town Place,
Eggbuckland, Plymouth, Devon

DECISION

This reference relates to the question of the ownership of land known as The Square or Town Place, Eggbuckland, Plymouth, being the land comprised in the Land Section of Register Unit No. VG.7 in the Register of Town or Village Greens maintained by the Devon 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 Courage South West 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 Exeter on 29 November 1979. At the hearing Mr A S Sherriff, Solicitor, appeared on behalf of the Plymouth City Council.

The land in question forms the means of access to Doidge's Farm, which was conveyed to the former Plymouth Corporation on 11 August 1967. The conveyance, however, only included such right or interest as the Vendor had in this land. Since 1967 the land has continued to be used as a means of access to the farm and for no other purpose.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Devon County Council, as registration authority, to register the Plymouth City Council as the owner of the land under section 8 (3) 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 11th day of December 1979

Chief Commons Commissioner