



COMMONS REGISTRATION ACT 1965

Reference No. 210/U/27

In the Matter of Breeze Hill and Melbury  
Hill, Melbury Abbas, Dorset

DECISION

This reference relates to the question of the ownership of land known as Breeze Hill and Melbury Hill, Melbury Abbas, being the land comprised in the Land Section of Register Unit No. CL.212 in the Register of Common Land maintained by the Dorset 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 Forestry Commission 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 Dorchester on 4 March 1980. At the hearing the Minister of Agriculture Fisheries and Food was represented by Mr E Harrison of his legal department.

The land in question was conveyed by a conveyance made 11 December 1945 between (1) Janet Ellen Mandeville Sampson (2) The Agriculture Mortgage Corporation Ltd (3) The Minister of Agriculture and Fisheries and was placed at the disposal of the Forestry Commissioner under section 4 (6) of the Forestry Act 1945. The Ministers' title was changed to Minister of Agriculture Fisheries, and Food by the Transfer of Functions (Ministry of Food) Order 1955 (S.I.1955 No.554). The land was transferred to the Minister of Land and Natural Resources by the Secretary of State for Wales and Minister of Land and Natural Resources Order 1965 (S.I.1965 No.319) and was transferred back by the Minister of Land and Natural Resources (Dissolution) Order 1967 (S.I.1967 No.156).

On this evidence I am satisfied that the Minister of Agriculture, Fisheries and Food is the owner of the land, and I shall accordingly direct the Dorset 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

24th

day of

March

1980

Chief Commons Commissioner