

COMMONS REGISTRATION ACT 1965



Reference No. 210/U/57

In the Matter of the tract of land called The Green in the parish of East Lulworth Dorset

DECISION

This reference relates to the question of the ownership of land known as The Green in the parish of East Lulworth Dorset being the land comprised in the Land Section of Register Unit No. VG.46 in the Register of Town or Village Greens 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 Colonel Sir Joseph William Weld O B E T.D 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 28 January 1981.

Mrs J A Foster of Messrs. William Weld and Co., Solicitors of London appeared for the claimant. I had previously heard this claim on 9 July last and had rejected it on the ground that the land was not sufficiently identified in the documents of title produced by the claimant as land vested in the claimant.

Mrs Foster read a Statutory Declaration made by the claimant on 21 January 1981 to which a copy of a map annexed to the Vesting Deed dated 24 June 1926 was attached. This declaration sufficiently identified the land comprised in Register Unit VG.46 as part of the land comprised in the said Vesting Deed.

On this evidence I am satisfied that Colonel Weld 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 3 (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

17th

day of

March

1981

Commons Commissioner