

COMMONS REGISTRATION ACT 1965

Reference No. 37/U/5

In the Matter of The Village Green and Lower Green, East Dean, East Sussex.

DECISION

This reference relates to the question of the ownership of land known as The Village Green and Lower Green, East Dean, being the land comprised in the Land Section of Register Unit No.V.G.2 in the Register of Town or Village Greens maintained by the East Sussex 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 no person claimed to be the freehold owner of the land in question and no one 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 Lewes on 28th November 1972.

At the hearing Mr. A.S. Bourne, solicitor, appeared for Mr. W.R. Gilbert, Mr. L.G.O. Prideaux-Brune, and Mr. C.G. Davies-Gilbert (hereafter referred to as "the Trustees"), who made the registration as Trustees of Miss M. Davies-Gilbert's Voluntary Settlement. Mr. Bourne produced the Voluntary Settlement dated 18th December 1946 made between (1) Mrs. P.D. Harding, and (2) the Trustees. I am satisfied that the land the subject of this reference was vested in the Trustees by the Voluntary Settlement, and I shall accordingly direct the East Sussex County Council, as registration authority, to register the Trustees as the owners 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 by day of Accomber 197

Chief Commons Commissioner