



In the Matter of Nottingham Common, Prescott,
Tewkesbury D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL.345 in the Register of Common Land maintained by the Gloucestershire 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 Mr and Mrs R G Fairburns and Mrs S Richardson claimed to be the freehold owners of the land in question ("the unit land"). 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 unit land at Cheltenham on 13 November 1985. At the hearing Mr H G Davies, Solicitor, appeared on behalf of the claimants. There was no other claimant present.

The unit land was included in a large area of land conveyed to the claimants on trust for sale by a Conveyance dated 13 August 1979, the vendor being a Mr Timothy E Willes.

On the evidence I am satisfied that the claimants are the owners of the unit land, and I shall accordingly direct the Gloucestershire County Council as registration authority, to register them as owners 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

7 January

1985

L. J. Morris Smith

COMMONS COMMISSIONER