



In the Matter of Ealing Green (part),
Ealing, Greater London (No.3)

DECISION

This dispute relates to the registration at Entry No.1 in the Ownership Section of Register Unit No.VG.73 in the Register of Town or Village Greens maintained by the Greater London Council and is occasioned by the conflicting registration at Entry No.1 in the Ownership Section of Register Unit No.CL.114 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Watergate House, WC2 on 4th February 1976. The hearing was attended by Mr.G.Preston-Wicks, the applicant for the registration, and by Mr.R.J.Polson, solicitor, on behalf of the Council of the London Borough of Ealing, the applicant for the conflicting registration.

The land the subject of the reference appears to have been included in an indenture made 22nd November 1878 between (1) The Ecclesiastical Commissioners for England (2) The Local Board for the District of Ealing. Any land so conveyed to the Local Board, and not since disposed of, would now be vested in the Council of the London Borough of Ealing. However, the only registration in the Ownership Section of the Register Unit is that applied for by Mr.Preston-Wicks, which relates to a part of the land comprised in the Register Unit.

LHW extent of its will
In the circumstances set out in my decision in In the Matter of Ealing Green (part), Ealing (No.2) (1976), Ref. 59/D/12 I have refused to confirm the only entry in the Land Section of Register Unit No.CL.114. It therefore follows that any entry in the Ownership Section of that Register Unit is void *to that extent*.

Corrected under Reg.33
Since the only objection to Mr.Preston-Wicks's registration in this Register Unit is that occasioned by the conflicting registration, the only course open to me is to confirm the registration.

13/4/76
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

4th

day of

March

1976

G. J. Smith
Chief Commons Commissioner