



In the Matter of Tyler's Common (or Upminster Common) and Roadside Wastes in Hall Lane, Bird Lane, Warley Road, and Nag's Head Lane, Upminster, Havering, Greater London.

DECISION

This reference relates to the question of the ownership of land known as Tyler's Commons (known locally as Upminster Common) and roadside wastes in Hall Lane, Bird Lane, Warley Road, and Nag's Head Lane, Upminster, Havering, being the land comprised in the Land Section of Register Unit No CL 1 in the Register of Common Land maintained by the Greater London 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 one 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 Watergate House, WC2 on 3 May 1978.

At the hearing Mr A W Hanton, solicitor, appeared on behalf of the Havering Borough Corporation.

By a conveyance made 9 May 1938 between (1) Upminster Estates Ltd (2) Essex County Council the County Council acquired the manor of Upminster Hall with (inter alia) its wastes, which wastes included the land the subject of this Reference.

The land in question passed to the Corporation by virtue of art. 12(2) of the London Authorities (Property, etc.) Order 1964 (S.I. 1964, No 1464) made under the London Government Act 1963.

On this evidence I am satisfied that the Corporation is the owner of the land, and I shall accordingly direct the Greater London Council, as registration authority, to register the Corporation 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

7th

day of

June

1978

CHIEF COMMONS COMMISSIONER