



COMMONS REGISTRATION ACT 1965

Reference No.14/U/50

In the Matter of The Heath,
Petersfield, Hampshire.

DECISION

This reference relates to the question of the ownership of land known as The Heath, Petersfield, being the land comprised in the Land Section of Register Unit No.VG 96 in the Register of Town or Village Greens maintained by the former Hampshire 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 the Petersfield Town Council 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 Winchester on 21st May 1975.

At the hearing the Town Council was represented by Mr Peter Jenkins, the Town Clerk.

The land in question became vested in the lords of two manors under an inclosure award. The interests of the two lords were conveyed to the former Petersfield Urban District Council by two conveyances, one dated 13th January 1914 made between (1) Lothian George Bonham Carter (2) Petersfield Urban District Council and the other dated 14th January 1914 made between (1) Hylton George Hylton, Baron Hylton (2) Henry, Marquess of Bath (3) Petersfield Urban District Council.

On this evidence I am satisfied that the Town Council, as successor of the Urban District Council, is the owner of the land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register the Town Council 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 10th day of June 1975

Chief Commons Commissioner