



In the Matter of Tithe Field, Hamble, Hampshire.

DECISION

This reference relates to the question of the ownership of land known as Tithe Field, Hamble, being the land comprised in the Land Section of Register Unit No. CL 151 in the Register of Common Land 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 Petters Ltd 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 24 February 1977.

At the hearing Mr J D Hood, solicitor, appeared for Petters Ltd. The whole of the land comprised in the Register Unit was conveyed to A V Roe & Co. Ltd by Winchester College on 30 June 1915, and on 13 July 1935 A V Roe & Co. Ltd conveyed it to Air Service Training Ltd. On 24 March 1952 Air Service Training Ltd conveyed the south-eastern half of the land to Shell-Mex & B.P. Ltd, and on 31 December 1961 this half of the land was conveyed by Shell-Mex & B.P. Ltd to Petters Ltd.

On this evidence I am satisfied that Petters Ltd is the owner of the ~~south-eastern~~ <sup>north-eastern</sup> half of the land, and I shall accordingly direct the Hampshire County Council, as registration authority to register Petters Ltd as the owner of that half of the land under section 8(2) of the Act of 1965.

In the absence of any evidence as to the present ownership of the remainder of the land comprised in the Register Unit, I am not satisfied that any person is the owner of that part of the land, and it will therefore remain subject to protection under section 9 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

25<sup>th</sup>

day of

April

1977

Chief Commons Commissioner