



In the Matter of a small piece of land forming
part of Malvern Common

DECISION

This reference relates to the question of the ownership of a small piece of land forming part of Malvern Common being the part of the land comprised in the Land Section of Register Unit No. CL 18 in the Register of Common Land maintained by the former Worcestershire 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 Malvern Hills Conservators 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 Worcester on 9 May 1979.

Mr J D Schooling instructed by Messrs Whatley Weston and Fox appeared for the Conservators and produced the conveyance dated 1 April 1925, whereby Dame C L Grey conveyed the land to question, identified on the map annexed to the said conveyance to the Conservators.

For these reasons I am satisfied that the Malvern Hills Conservators are the owners of the land, and I shall accordingly direct the Hereford and Worcester County Council, as registration authority, to register the Malvern Hills Conservators as the owners 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

19th

day of

June

1979

G. A. Little

Commons Commissioner