



In the Matter of Asham Meadow, Birlingham  
(part)

DECISION

This reference relates to the question of the ownership of the land above mentioned being part of the land comprised in the Land Section of Register Unit No. CL.53 in the Register of Common Land maintained by the Hereford and Worcester 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 several persons claimed to be the freehold owner of parts of the land in question.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Worcester on 25 May 1983 and on 6 November 1985.

At the hearing on 25 May 1983 Mr A C Moore Assistant Solicitor with the Registration Authority appeared as Agent for Messrs. Elgoods Solicitors of Cheltenham. It appeared from the Register and a map supplied by the Registration Authority that these registrations in the Ownership Section of the Register Unit had become final and that title to some of the remainder of the land had been registered under the Land Registration Acts. The remainder and by far the largest part was owned by a number of persons and it was proposed to enter into a Deed of Arrangement to eliminate any disputes as to title and then all the owners would register their respective titles with the Land Registry. Messrs. Elgoods were considering the operation. On the 6 November Mr Moore again appeared and produced copies of Land Certificates which satisfied me that title to all the land to which at the commencement of the hearing Section 8 (1) of the act of 1965 had applied had been registered at the Land Registry. In the circumstances this will not require any further entries to be made in the Ownership Section, for the reason that except for the registrations at Entry Nos 1,2 and 3 in the ownership, ownership of the remainder of the land is registered under the Land Registration Acts.

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

14<sup>th</sup>

day of

November

1985

*James Herkett*

COMMONS COMMISSIONER