



COMMONS REGISTRATION ACT 1965

Reference No. 215/U/28

In the Matter of Worcestershire Beacon Sugar Loaf Hill
and North Hill, Malvern

DECISION

This reference relates to the question of the ownership of three parts of land known as Worcestershire Beacon Sugar Loaf Hill and North Hill Malvern being the parts of the land comprised in the Land Section of Register Unit No. CL.16 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 Malvern Hills D C and Hereford and Worcester C. C and the Malvern Hills Conservators claimed to be the freehold owners of parts 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 D Graham Solicitor to the Malvern Hills D C appeared and Mr Schooling appeared for the Malvern Hills Conservators.

The three parcels of unclaimed land are marked X Y and Z on the plan A annexed hereto.

Mr Graham produced a conveyance dated 26 February 1920 whereby Mr A O G Thorngold conveyed the lands marked X and Y on the said plan A to Malvern U D C the predecessor to Malvern Hills D.C.

Mr Graham and Mr Schooling agreed that part of such land identified on plan B annexed hereto had been by a Deed of Exchange dated 6 December 1968 been conveyed by Malvern U D C to the Malvern Hills Conservators.

There was also produced at the hearing a conveyance dated 3 April 1963 whereby M J M Davis and others conveyed the land Marked Z on the said plan A to the Worcestershire C.C.

On this evidence I am satisfied that Malvern Hills D.C. the Malvern Hills Conservators and Hereford and Worcester County Council are the respective owners of parts of the said parcels of unclaimed land and I shall direct the Hereford and Worcester C.C. as the registration authority to register under Section 8 (2) of the Act of 1965:-

Malvern Hills D C as the owner of the land marked X and Y (other than the strip identified on plan B) on Plan A The Malvern Hills Conservators as the owners of the land identified on plan B and Hereford and Worcester C.C. as the successor to Worcestershire C.C. as the owner of the land marked Z on plan A.

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

18th

day of

July

1979

Y A Little

Commons Commissioner

1/5/28

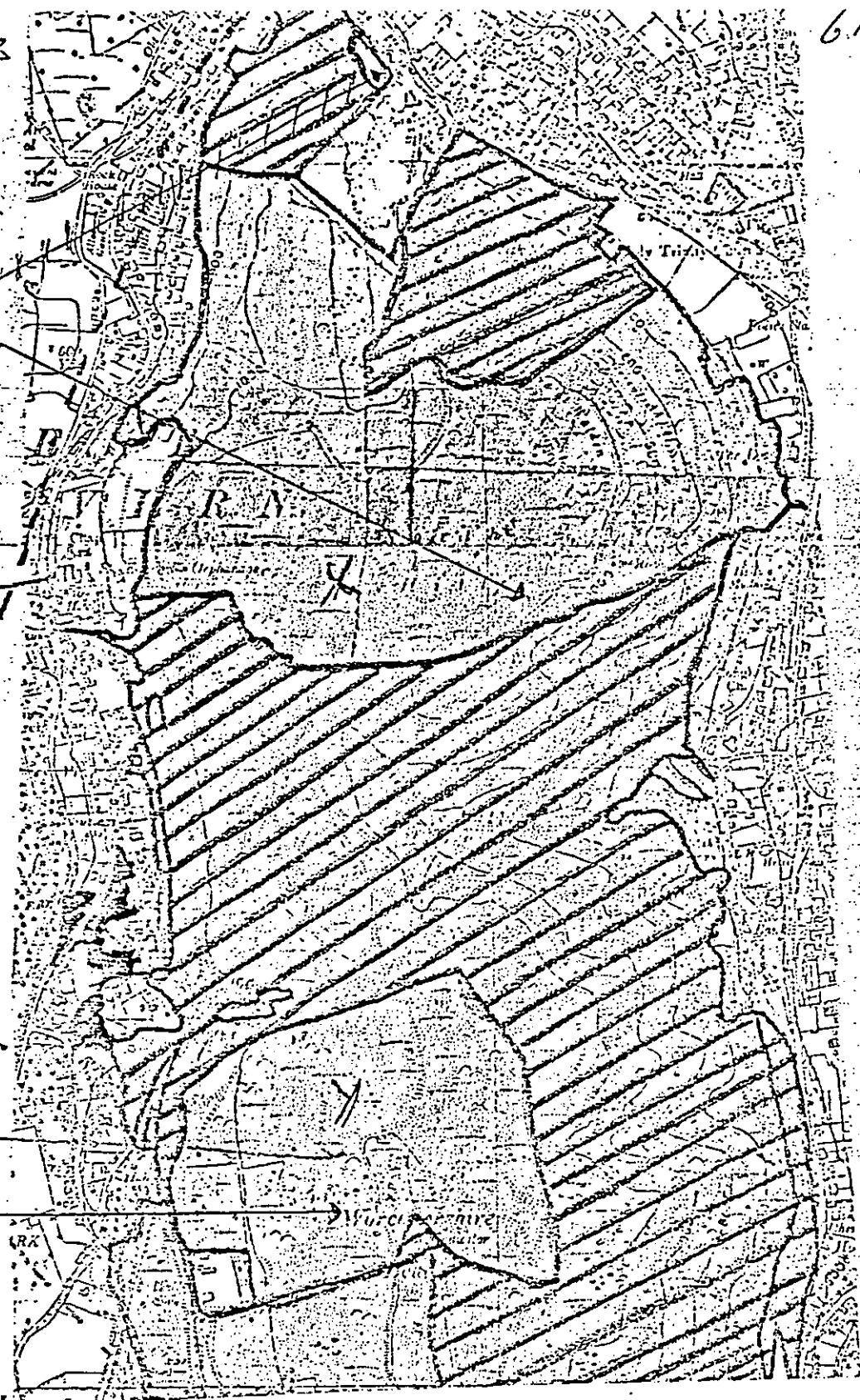
G. A. Helle

271

Unclaimed
part.

Conceded
26 Feb 1920
C. 126

Unclaimed
part.



approved by the
 Board of Exchange dated
 6th December 1966 and
 made between The Malvern
 Water Conservators (1) and
 Malvern U.D.C. (2)

Plan
 B
 CA Lett

Tank Quarry

St. Peter's
 Children's
 Home

Reservoir
 (Malvern U.D.C.)
 Water Works

North Malvern
 Quarry

AREA OF LAND COLOURED BLUE ~ 0.75 ACRES

SCALE ~ 1/2500.

DRAWN:	MALVERN U. D. (NEWTOWN ROAD)		NEGAT
DATE:			COMPULSORY PURCHASE ORDER, 1966.
TRACED:	LIST OF AMENDMENTS	C. C. JUDSON B.S.C., A.M.I.C.E. SURVEYOR & WATER ENGR. MALVERN U. D. COMM.	
DATE:			
CHECKED:			
DATE:			