



In the Matter of Tennyson Down (part), Freshwater,  
Isle of Wight

DECISION

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This reference relates to the question of the ownership of land known as Tennyson Down (part), Freshwater, being the land comprised in the Land Section of Register Unit No. CL 8 in the Register of Common Land maintained by the Isle of Wight 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 Mr A C Osman, Mr H W Osman, Mr G F Osman, Mrs J L Woodford, and Mrs V S Groves (trading together as Messrs C H W Osman and Company) 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 Newport on 17 November 1977.

At the hearing Mr A A Hewison, solicitor, appeared for the claimants.

The land in question was conveyed by a conveyance made 25 March 1933 between (1) British Holiday Estates Ltd (2) Alfred Charles Osman, Herbert William Osman, George Frederick Osman, Dorothy Taylor, Iris Laurie Osman, and Violet Stella Groves (trading as Messrs C H W Osman & Co.). By virtue of section 34(2)(a) of the Law of Property Act 1925 the legal estate became vested in Mr A C Osman, Mr H W Osman, Mr G F Osman and Mrs D Taylor as trustees. Mrs Taylor died in September 1961.

On this evidence I am satisfied that Mr A C Osman, Mr H W Osman and Mr G F Osman are the owners of the land, and I shall accordingly direct the Isle of Wight County Council, as registration authority, to register them 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 20th day of December 1977

Chief Commons Commissioner