



In the Matter of Shorne Common Rough, Shorne, Kent.

DECISION

This reference relates to the question of the ownership of land known as Shorne Common Rough, Shorne, being the land comprised in the Land Section of Register Unit No. VG 158 in the Register of Town or Village Greens maintained by the Kent 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 Williams & Glyn's Trust Company 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 Maidstone on 26 March 1981.

At the hearing Williams & Glyn's Trust Company Ltd were represented by Mr P P D Harper, solicitor.

The land in question was vested in Lloyds Bank Ltd by a vesting deed made 15 October 1941 between (1) Samuel Howard Whitbread, Reginald Pennant Eccles and William Henry Whitbread (2) The Cobham Hall Estate Company (3) Esme Ivo, 9th Earl of Darnley (4) Lloyds Bank Ltd. The land was transferred to Childs Trustee Company by a conveyance and vesting deed made 25 September 1951 between (1) Lloyds Bank Ltd (2) Childs Trustee Company.

The undertaking of Childs Trustee Company was transferred to and vested in Williams & Glyn's Trust Company Ltd by s.12(1) of Williams & Glyn's Bank Act 1970 (1970, c.xliv), and the land held by Childs Trustee Company under the conveyance and vesting deed of 25 September 1951 was transferred to Williams & Glyn's Trust Company Ltd by ss.5(1) and 12(2) of that Act.

On this evidence I am satisfied that Williams & Glyn's Trust Company Ltd is the owner of the land, and I shall accordingly direct the Kent County Council, as registration authority, to register Williams & Glyn's Trust Company Ltd 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

3rd

day of

April

1981

Chief Commons Commissioner