

In the Matter of The Green, Market Stainton,
Lincolnshire

DECISION

This reference relates to the question of the ownership of the land known as The Green, Market Stainton, being the land comprised in the Land Section of Register Unit No. VG 18 in the Register of Town or Village Greens maintained by the Lincolnshire 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 M J Compton and Ceylon Tea Growers Association Ltd each 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 Lincoln on 9 November 1981.

At the hearing Ceylon Tea Growers Association Ltd was represented by Mr S Hardy, solicitor.

The land in question was conveyed to Mr Harding's clients by a conveyance made 15 December 1967 between (1) Anne Patricia Bowden and Desmond Stuart Bowden (2) Ceylon Tea Growers Association Ltd. The vendors had a good root of title in a conveyance made 24 November 1950 between (1) Lydia Smith and John Francis Dewar-Harrison (2) Richard Dunston. Mrs Bowden holds the land under a lease granted on 15 December 1967 and has mown the grass for the purpose of making hay during each year of her tenancy.

On this evidence I am satisfied that Ceylon Tea Growers Association Ltd is the owner of the land, and I shall accordingly direct the Lincolnshire County Council, as registration authority, to register that company 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.

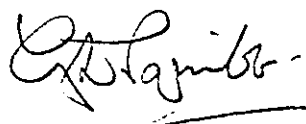
Dated this

25th

day of

November

1981



Chief Commons Commissioner