



In the Matter of Leasowe Common, Wirral Merseyside (NO.1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL.1 in the Register of Common Land maintained by the Merseyside County Council and is occasioned by Objection No. 2 made by the former Wallasey Corporation and noted in the Register on 6 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Chester on 27 June 1984. The hearing was attended by Miss C Booth of the Administration and Legal Department of the Wirral Metropolitan District Council, the successor authority of the former Wallasey Corporation. There was no appearance by or on behalf of Mr G P De Brotherton, the applicant for the registration.

Notwithstanding the absence of any evidence in support of the registration, Miss Booth informed me that she was instructed to pursue the Objection only in so far as it related to a small area of land consisting of the curtilage of a disused lighthouse, the inclosure of which was authorised by a consent dated 19 January 1931 granted by the then Minister of Agriculture and Fisheries to the former Wallasey Corporation under section 22 of the Commons Act 1899. It appears from section 57 of the Hoylake and West Kirby Improvement Act 1900 (63 and 64 Vict., c. ~~xxxix~~) that the remainder of the land is waste land of the manor of Great Meols.

In these circumstances I confirm the registration with the following modification, namely, the exclusion of the land the subject of the Consent granted in 1931.

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

9th

day of

July

1984

[Handwritten Signature]

Chief Commons Commissioner