

COMMONS REGISTRATION ACT
1965



Reference No. 228/U/80

In the Matter of The Commons of Laxton, Laxton,
Nottinghamshire

DECISION

This reference relates to the question of the ownership of land known as the Commons of Laxton, Laxton, being the land comprised in the Land Section of Register Unit No. CL.79 in the Register of Common Land maintained by the Nottinghamshire 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 the Crown Estate Commissioners claimed to be the freehold owners 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 Nottingham on 20 March 1985. At the hearing the Crown Estate Commissioners were represented by Mr J R Colquhoun, Solicitor.

The land in question was conveyed to the Crown Estate Commissioners by a Conveyance made 29 September 1981 between (1) The Minister of Agriculture, Fisheries and Food (2) The Queen's Most Excellent Majesty (3) The Crown Estate Commissioners. The Minister's title to a very small part of the land was derived from a Conveyance made 28 February 1952 between (1) Gervas Evelyn, Earl Manvers (2) The Minister of Agriculture and Fisheries. The title to the remainder was derived from a Conveyance of the Manor of Laxton made 11 December 1952 between the same parties, which Conveyance included all commons by virtue of section 62 of the Law of Property Act 1925. In the alternative, the Minister claimed to have a possessory title in the circumstances set out in a statutory declaration made by Mr J E Rose on 29 September 1981.

On this evidence I am satisfied that the Crown Estate Commissioners are the owners of the land, and I shall accordingly direct the Nottinghamshire County Council, as registration authority, to register them as the owners 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

4th

day of

April

1985

J R Colquhoun
Chief Commons Commissioner