



COMMONS REGISTRATION ACT 1965

Reference No. 233/U/67

In the Matter of Belmont Green,  
Tutbury, Staffordshire

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DECISION

This reference relates to the question of the ownership of the land known as Belmont Green, Tutbury being the land comprised in the Land Section of Register Unit No. CL 6 in the Register of Common Land maintained by the Staffordshire 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 East Staffordshire District Council 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 Hanley, Stoke-on-Trent on 12 January 1979.

Mr C A Tucker, Solicitor, of the East Staffordshire District Council appeared on its behalf, and there were no other appearances.

A conveyance dated 14 November 1969 between (1) The Duchy of Lancaster (2) the Rural District Council of Tutbury was produced at the hearing: this was a conveyance on sale to the Rural District Council of the land in question. I was informed by Mr Tucker that an order made under the provisions of the Local Government Act 1972 vested the property of the Tutbury R.D.C. in the East Staffordshire District Council.

On this evidence I am satisfied that East Staffordshire District Council is the owner of the land, and I shall accordingly direct the Staffordshire County Council, as registration authority, to register that District Council 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 15<sup>th</sup> day of February 1979

*L. J. Harris Smith*

Commons Commissioner