



COMMONS REGISTRATION ACT 1965

Reference No. 233/R/7

COMMON LAND (RECTIFICATION OF REGISTERS) ACT 1989

In the Matter of land at Sandyhill Bungalow, part of Watley Moor Common

DECISION

This reference relates to an objection under the Common Land (Rectification of Registers) Act 1989 to the registration of part of the land registered in Entry No. 25 in the Land Section of Register Unit No. CL.25 in the Register of Common Land maintained by the Staffordshire County Council.

It is occasioned by Objection No.7 made by Frank and Mavis Hill and referred to a Commons Commissioner on 21 July 1992.

No person wrote to the Clerk of the Commons Commissioners stating that he wished to oppose the objection. On 11 August 1992 I caused notice to be given under regulation 8(1) that I proposed to give a decision allowing the objection without a hearing. No person requested me to hold a hearing.

The objectors' case was that the land to which the objection relates is and has been since before 5 August 1945 the site of a dwellinghouse known as Sandyhill Bungalow, Sandy Hill, Armstead, Werrington.

The objectors produced among other documents -

(1) A statutory declaration dated 30 June 1992 and made by Annie Bloor who declares that she was born on 24 January 1915 and has lived in the Werrington area all her life. She herself lived at Sandy Hill Bungalow up to 1930 and declares that Sandy Hill Bungalow was a dwelling and the land surrounding it (identified by a plan as the objection land) was its garden prior to 5 August 1945 and that the boundaries of the property have not changed since that date.

(2) A statutory declaration by John Shirley who was born on 23 May 1927 and has known Sandyhill Bungalow and its garden all his life. He confirms the evidence of Annie Bloor.

On that uncontradicted evidence I am satisfied that it is not necessary to hold a public hearing and that the land objected to satisfies the requirements of section

1(2) of the 1989 Act.

I am required by regulation 22(1) of the Common Land (Rectification of Registers) Regulations 1990 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

16th

day of

September

1992

Peter Landon-Davis

Chief Commons Commissioner