



COMMONS REGISTRATION ACT 1965

Reference No. 233/U/64

In the Matter of Recreational Allotments,
Brewood, Staffordshire

DECISION

This reference relates to the question of the ownership of land known as Recreational Allotments, Brewood, being the land comprised in the Land Section of Register Unit No. VG 34 in the Register of Town or Village Greens 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 Mr J H Cooper and Mrs E M Cooper, his wife, and Mrs C C M Calladine claimed to be the freehold owners of the land in question, and the Brewood Parish Council 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 Stafford on 17 July 1979.

At the hearing Mr and Mrs Cooper and Mrs Calladine were represented by Mr C J Clark, Solicitor, and the Brewood Parish Council was represented by Mr W K Craddock, one of its members, who also appeared on his own behalf.

The greater part of the land the subject of the reference consists of a field Ordnance Survey No. 1689. This land was conveyed to Mr B J S Carew and Mrs Calladine by a conveyance made 22 November 1955 between (1) George Albert Jeavons (2) The Coventry Permanent Building Society (3) Basil John Spellacy Carew and Christina Cynthia Margaret Calladine, the wife of William John Calladine. By an assignment dated 17 December 1974, Mr Carew assigned his half share to Mrs C M Carew and by a conveyance made 16 December 1976 between (1) Constance May Carew (2) B J S Carew and C C M Calladine (3) Horace John Cooper and Esme Millicent Cooper, his wife (4) C C M Calladine. Mrs Carew assigned her half share to Mr and Mrs Cooper.

On this evidence I am satisfied that Mr and Mrs Cooper and Mrs Calladine are the owners of Ordnance Survey No. 1689 and I shall accordingly direct the Staffordshire County Council, as registration authority, to register them as the owners of that land under section 8(2) of the Act of 1965.

The remainder of the land the subject of the reference consists of a field Ordnance Survey No. 1713. This land was conveyed to Mr Craddock by a conveyance made 17 June 1978 between (1) Alan Stobart Monckton (2) Walter Kenneth Craddock. Mr Craddock had previously been the tenant of the land for 18 years and had used it for grazing cattle.

On this evidence I am satisfied that Mr Craddock is the owner of Ordnance Survey No. 1713 and I shall accordingly direct the Staffordshire County Council, as registration authority, to register him as the owner of that 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

26th

day of

July 1979