



COMMONS REGISTRATION ACT 1965

Reference No. 236/U/5

In the Matter of Brickle Green
Sunbury on Thames Spelthorne D

This reference relates to the question of the ownership of land known as Brickle Green, Sunbury on Thames Spelthorne D being the land comprised in the Land Section of Register Unit No VG51 in the Register of Town or Village Greens maintained by the Surrey 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 Spelthorne 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 Guildford on 9 November 1976.

Mr C J Braithwaite appeared for the Spelthorne District Council and produced a license dated 10 August 1896 made between the Conservators of the River Thames and the Sunbury on Thames UDC which recited that the Sunbury on Thames UDC was or claimed to be the owner of the land therein described and delineated on the plan drawn thereon and which licensed the council to keep an embankment on the bed of the River Thames where it adjoined the said land and whereby the Council consented to keep the said land as a pre landing place and as a public access to the River. The Council while it has maintained the land has not exercised any acts of ownership on the land and produced no clear evidence of any title thereto. Spelthorne District Council is the successor to Sunbury on Thames UDC.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Surrey County Council, as registration authority, to register Spelthorne District Council as the owner of the land under section 8(3) 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

18th

day of

November

1976

Commons Commissioner