



COMMONS REGISTRATION ACT 1965

Reference No. 36/U/5

In the Matter of Monument Green,
Weybridge Elmbridge BC

DECISION

This reference relates to the question of the ownership of land known as Monument Green, Weybridge Elmbridge BC being the land comprised in the Land Section of Register Unit No VG29 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 Elmbridge BC 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 11 November 1976.

Mr R W Kirby Senior Assistant Solicitor to the Elmbridge BC appeared on behalf of the Council and Mr Shreeve appeared on behalf of the Weybridge Residents Association.

Mr G L Mead Chief Assistant Engineer to the Elmbridge BC gave evidence that prior to the amalgamation in 1974 he had been employed since 1950 by the Walton and Weybridge UDC and that from 1950 to the present time the land in question had been maintained by the two said authorities.

There was some uncertainty as to the extent of the land comprised in the registration and I must leave the Elmbridge BC to ascertain from the Surrey CC the extent of the land comprised in the Entry in the Land Section.

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 Elmbridge BC 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 17th day of November 1976

C A Lettla

Commons Commissioner