



In the Matter of Pirbright Village
Green, Pirbright

DECISION

This reference relates to the question of the ownership of land described above being the part of the land comprised in the Land Section of Register Unit No. VG.7 in the Register of Town or Village Greens maintained by the Surrey County Council of which no person is registered as owner under section 4 of the Commons Registration Act 1965 or under the Land Registration Acts.

Following upon the public notice of this reference the Ministry of Defence claimed to be the freehold owner of part 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 5 July 1985.

At the hearing Mrs J. E. Pemberton, Solicitor, appeared on behalf of the Ministry of Defence. By a Conveyance dated 27 April 1877 property known as the Henley Park Estate was conveyed by F. Mellersh & another to the Secretary of State for War. The property conveyed included a small area of what is now the Village Green, that area being shown hatched red on the plan attached hereto. On this evidence I am satisfied that the Ministry of Defence is the owner of that area; in the absence of any evidence as to the remainder I am not satisfied that any person is the owner. I shall accordingly direct the Surrey County Council, as registration authority, to register, ~~such~~ under sections 8 (2) and 8 (3) of the Act of 1965, the Secretary of State for Defence as the owner of the area mentioned, and Pirbright Parish Council as the owner of the remainder of the land in question.

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

20 August

1985

L. J. Morris Smith

Commons Commissioner