



In the Matter of The Grove, Ryton, Gateshead B

---

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 107 in the Register of Common Land maintained by the former Durham 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 Gateshead Metropolitan Borough Council ("Gateshead") claimed to be the freehold owner of the land in question ("the Unit land") 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 Newcastle-upon-Tyne on 19 October 1983.

At the hearing Mr A T Harrison, Legal Executive, appeared on behalf of Gateshead.

It appears that a small section of the Unit land may have been registered freehold under the Land Registration Acts, and this Decision does not affect any part so registered.

By a Conveyance dated 7 August 1970, as rectified by a subsequent Deed dated 24 May 1976, the Unit land was conveyed by Barclays Bank to Ryton Urban District Council, to which Gateshead is the successor authority.

On this evidence I am satisfied that Gateshead is the owner of the Unit land, and (except as to any part registered freehold under the Land Registration Acts), I shall direct the Tyne and Wear County Council, as registration authority, to register Gateshead as the owner 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 24 November 1983

*L. J. Morris Smith*  
Commons Commissioner