



COMMONS REGISTRATION ACT 1965

Reference No. 239/U/47

In the Matter of Petersfield Road and
June Lane Waste, Midhurst (part), Chichester D

DECISION

This reference relates to the question of the ownership of land known as Petersfield Road and June Lane Waste part Midhurst, Chichester D being the part of the land comprised in the Land Section of Register Unit No. CL 170 in the Register of Common Land maintained by the West Sussex 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 the Cowdray Trust Ltd and the Dickinson Trust Ltd claimed to be the freehold owners 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 Chichester on 5 October 1979.

Mr Stafford appeared for the Cowdray Trust Ltd and the Dickinson Trust Ltd, the present Trustees of the Cowdray Estate.

The Cowdray Estate was at one time the owner of the whole of this Unit Land and its registration as to part of the land in the Ownership Section of the Register is final. The Unit Land was conveyed to the Cowdray Trust Ltd as the first Trustee of the Cowdray Estate by a conveyance dated 13 November 1919. The Estate has sold three parcels of land, part of the Unit Land and Mr Stafford only claimed on behalf of the Estate: the land hatched blue on the plan annexed to this decision and I am satisfied that the Estate is the owner of that land.

As regards the remainder of the land in the absence of any claims, I have no alternative but to place it subject to protection under Section 9 of the Act of 1965. I will however re-open the hearing if requested so to do by any person claiming title under any one of the following conveyances - viz:

- 26 February 1946 - The Cowdray Trust Ltd and J L Walsh to Midhurst R.D.C.
- 9 April 1959 - The Cowdray Trust Ltd and The Dickinson Trust Ltd to South Eastern Building and Construction Co Ltd.
- 1 May 1965 - The Cowdray Trust Ltd and The Dickinson Trust Ltd to Friary Meux Ltd.

I shall accordingly direct the West Sussex County Council, as registration authority, to register the Cowdray Trust Ltd and the Dickinson Trust Ltd as the owners of the land identified on the plan annexed hereto under section 8(2) of the Act of 1965 and the remainder of the land will remain subject to protection under section 9 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

2nd

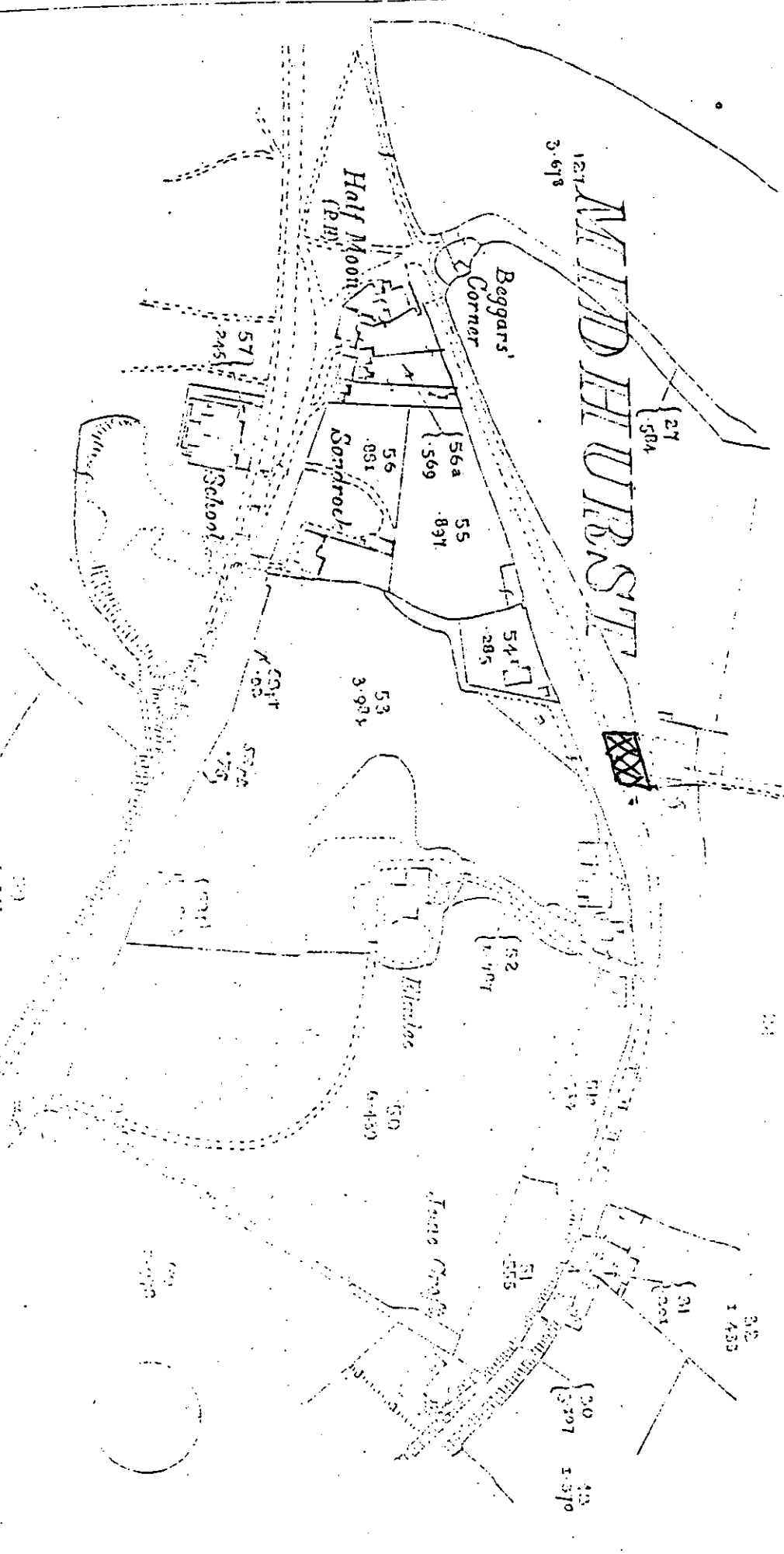
day of November

1979

G. A. Little

Commons Commissioner

S A L E O F L A N D S, M I D D L E B U R G H



COWDRAY ESTATE OFFICE
 MIDDLEBURGH ST. SUSSIX
 NOVEMBER 1958

30/11/58