



COMMONS REGISTRATION ACT 1965

Reference No. 260/U/52

In the Matter of land known as Upper Sleight, Bannerdown,
Bathford

DECISION

This reference relates to the question of the ownership of the land comprised in the Land Section of Register Unit No. CL.225 in the Register of Common Land maintained by the Avon 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 Mrs V T Oliver and Mrs V C Jones claimed to be the freehold owners 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 Bath on 31 January 1990.

At the hearing Mr Anthony Harris, solicitor of Laytons of Bristol represented Mrs V T Oliver and Mrs V C Jones (claimants), Mr Woodyatt (member) represented the Bathford Parish Council and Mr Roger Hopkins represented the Registration Authority.

Mr Harris produced certified copies of -

1. A conveyance on sale dated 5 September 1956 whereby Pedigree Stock Farm Developments Limited conveyed to Augusta Evelyn Bushell land identified by a map which includes the whole of the unit land.
2. Probate of the will of Augusta Evelyn Bushell dated 5 April 1974 granted to Thomas Henry Bushell and Percy John Pepler the executors named in the said will.
3. A conveyance on sale dated 3 June 1985 whereby Thomas Henry Bushell and Percy John Pepler conveyed to Valerie Thelma Oliver and Victoria Christina Jones the whole of the land conveyed by the conveyance of 5 September 1956 in fee simple.

On this evidence I am satisfied that Valerie Thelma Oliver and Victoria Christina Jones are the owners of the land and I shall accordingly direct the Avon County Council as registration authority, to register them as the owners of the land 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 this 2nd day of February 1990

Pera Langdon-Davis

Chief Commons Commissioner