

JW

COMMONS REGISTRATION ACT 1965



Reference No. 210/U/86

In the Matter of Enclosure 225, Sutton Common, Wimborne
St. Giles, Dorset

DECISION

This reference relates to the question of the ownership of land known as Enclosure 225, Sutton Common, Wimborne, St. Giles, being the part of the land comprised in the Land Section of Register Unit No. CL.141 in the Register of Common Land maintained by the Dorset County Council of which no person is registered under section 4 of the Commons Registration Act 1965, as the owner or under the Land Registration Acts 1925 to 1971.

Following upon the public notice of this reference Robert Thorne Ltd 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 Dorchester on 7 March 1984. At the hearing Robert Thorne Ltd was represented by Mr D W Thorne, its Secretary and a Director.

The parcels of the land the subject of the reference were conveyed to Robert Thorne Ltd by a Conveyance made 30 July 1951 between (1) The Shaftesbury Estates Company (2) Robert Thorne Ltd.

On this evidence I am satisfied that Robert Thorne Ltd is the owner of part of the land, and I shall accordingly direct the Dorset County Council, as registration authority, to register that Company as the owner of that part of the land under section 8 (2) of the Act of 1965.

It is not clear from the plans before me whether any of the other land comprised in the Register Unit is not registered under the Land Registration Acts 1925 to 1971. There was no evidence regarding the ownership of any such other land, but if there is any such it 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

9th

day of

April

1984

Chief Commons Commissioner