



COMMONS REGISTRATION ACT 1965

Reference No 213/U/36

In the Matter of Swifts Hill,
Painswick, Stroud D

DECISION

This reference relates to the question of the ownership of land known as Swifts Hill, Painswick, Stroud D being the land comprised in the Land Section of Register Unit No CL. 338 in the Register of Common Land maintained by the Gloucestershire 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 Gloucestershire for Nature Conservation 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 Gloucester on 11 October 1977.

Mr J W Yeend of Messrs Yeend Middleton & Yeend appeared for the Trust and produced a conveyance dated 19 October 1967 made between Richard Elliott and the Trust whereby the land in question was conveyed to the Trust.

The said conveyance referred to an earlier conveyance dated 1 March 1941 and the plan annexed thereto produced by Mr Yeend which enabled me to identify the land conveyed by the conveyance of 19 October 1967 as being the land in question.

On this evidence I am satisfied that the Gloucestershire Trust for Nature Conservation Ltd is the owner of the land, and I shall accordingly direct the Gloucestershire County Council, as registration authority, to register the Gloucestershire Trust for Nature Conservation Ltd as the owner 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 22 day of October 1977