



In the Matter of The Green, Gurnard, Cowes,
Isle of Wight

DECISION

This reference relates to the question of the ownership of land known as The Green, Gurnard, Cowes, being the land comprised in the Land Section of Register Unit No. VG 14 in the Register of Town or Village Greens maintained by the Isle of Wight 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 Medina Borough Council 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 Newport on 17 November 1977.

At the hearing Mr J Matthews, solicitor, appeared on behalf of the Medina Borough Council.

The land the subject of the reference was conveyed to the former Cowes Urban District Council by a conveyance made 27 January 1925 between (1) Albert Edward Marvin the elder, Albert Edward Marvin the younger and Herbert Richard Palmer (2) the Urban District Council. The former Urban District of Cowes became part of the Borough of Medina by virtue of the English Non-Metropolitan Districts Definition Order 1972 and the English Non-Metropolitan Districts Names Order 1973.

On this evidence I am satisfied that the Medina Borough Council is the owner of the land, and I shall accordingly direct the Isle of Wight County Council, as registration authority, to register the Borough Council as the owner of the land under section 8(3) 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 20th day of December 1977

Chief Commons Commissioner