



In the Matter of Bisley Common including Reidon
Hill, Bisley, Surrey Heath B

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL.26 in the Register of Common Land maintained by the Surrey County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner. The greater part of the land is registered with freehold title under the Land Registration Act; and this enquiry relates only to some small parts ("the unowned land") which are not so registered.

Following upon the public notice of this reference Surrey County Council claimed to be the freehold owner of the unowned land 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 Guildford on 22 June 1983. At the hearing Mr Daniels of the County Council, appeared on its behalf. The County Council is, I understand, the owner of the part of the unit land which is registered under the Land Registration Act. The Council's claim to ownership of the unowned land is based on a Conveyance dated 17 May 1968 by which land which included Bisley Common was conveyed to the Council by the Earl of Onslow.

The unowned land consists of three small strips one of which, lying to the north of Reidon Hill in the Register Map, appears to have been part of the land comprised in the Conveyance and a second near Staffordshire Farm, may also have been.

On this evidence I am satisfied that the County Council is the owner of the parts of the unowned land which are included in the Conveyance, and I shall accordingly direct the Surrey County Council, as registration authority, to register itself as the owner under section 8(2) of the Act of 1965. The remaining part or parts of the unowned land will remain the subject to protection under section 9.

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

11 July

1983

L. J. Morris Smith

Commons Commissioner