



In the Matter of Willow Court, Ryton, Gateshead
Metropolitan 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 99 in the Register of Common Land maintained by the former Durham 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 Gateshead Metropolitan Borough Council ("Gateshead") claimed to be the freehold owner of the land in question ("the Unit 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 Unit land at ~~Newcastle Upon Tyne~~ on 18 October 1983.

At the hearing Mr R T Harrison, Legal Executive, appeared on behalf of Gateshead.

By a Conveyance dated 27 April 1950 there was conveyed by A Thompson to Ryton Urban District Council property which included the Unit land, except possibly a small section at its SW corner. Whether this section was included is a question of identifying the precise boundary shown on the plan attached to the Conveyance, but if not so included it appears to have been part of the land comprised in a Conveyance to the Urban District Council by C Bisset dated 7 November 1960. Gateshead is successor authority to the Urban District Council.

On this evidence I am satisfied that Gateshead is the owner of the Unit land, and I shall accordingly direct the Tyne and Wear County Council, as registration authority, to register it as the owner 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 3 November 1983

L. J. Morris Smith

Commons Commissioner