



In the Matter of The Green, Wardley, Milland,
West Sussex.

DECISION

Small part split
This reference relates to the question of the ownership of land known as The Green, Wardley, Milland, being the part of the land comprised in the Land Section of Register Unit No. CL 301 in the Register of Common Land maintained by the West Sussex 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 Viking Holdings 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 Chichester on 18 February 1981.

At the hearing Viking Holdings Ltd was represented by Mr H Ascoli, one of its shareholders, and the West Sussex County Council was represented by Mrs G Frankland, its Commons Registration Officer.

The whole of the land in question with the exception of a small area of 0.176 ac. at the south-western end was conveyed to Viking Holdings Ltd by a conveyance made 30 April 1956 between (1) Dorothy Anne Parkman and Helen Moorby Eaton (2) Viking Holdings Ltd By a deed of exchange made 21 December 1960 between (1) Viking Holdings Ltd (2) The Agricultural Mortgage Corporation Ltd (3) The County Council of the Administrative County of West Sussex the former West Sussex County Council conveyed to Viking Holdings Ltd the small area of 0.17 ac. in exchange for an area of 0.76 ac. immediately to the north and another area of land not comprised in the Register Unit.

epi On this evidence I am satisfied that the West Sussex County Council is the owner of the area of 0.76 ac and that Viking Holdings Ltd is the owner of the remainder of the land the subject of the reference. I shall accordingly direct the West Sussex County Council, as registration authority, to register Viking Holdings Ltd and the County Council as the owners of their respective parts 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

3rd

day of

March

1981

Chief Commons Commissioner