



In the Matter of land at Pelsall Common,
Pelsall

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 112 in the Register of Common Land maintained by the West Midlands 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 Walsall Metropolitan 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 Coventry on 3 November 1981.

Mr Gough, Solicitor, appeared for the Borough Council. The register plan and the plan, on which Mr Gough relied, in a Conveyance from the Ecclesiastical Commissioners to Aldridge U.D.C. dated 7 August 1957 were not on a scale large enough to satisfy me that the land was included in the Conveyance and I stood over the hearing to enable a more detailed plan to be provided.

I resumed the hearing in London on 23 March 1982 and I have now been supplied with a large scale map of the area and I am now satisfied that the Borough Council's claim is made out.

On this evidence I am satisfied that Walsall Metropolitan Borough Council is the owner of the land, and I shall accordingly direct the West Midlands County Council as registration authority, to register the said Borough Council 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

28th

day of

April

1983

James H. White

Commons Commissioner