

Proposal 3 - Decision:
Entry No 2, Ownership section of CL 711
Conquer Downs, Towednack.



Summary:

There being no objection to the Proposal, attached, the Proposal is granted.

Additional information:

Since the publication of the Proposal, Guidance has been issued on the general matter of registration under the Land Registration Act 2002, in section 2 of "Commons Act 2006: update No. 25 to commons registration officers", issued 6th December 2011 by Defra.

The amendment will be made with due regard to both the Proposal and the Guidance.

Martin Wright
Senior Development Officer
Land Charges (Highways) and Commons & Greens

2nd February 2012

**A Proposal by Cornwall Council
Section 19(2)(a) of the Commons Act 2006
Correction of the register of Common Land
CL 711 – Conquer Downs, Towednack**

- 1 The land the subject of this Proposal:
Field No. 1227 on the 1908 Ordnance Survey Edition for the Parish of Towednack. Registered as common land, together with other parcels, under unit number CL 711.
- 2 Commons Commissioners Decision No. 206/U/191
The Commons Commissioners held a hearing for the purpose of inquiring into the question of ownership of the land at Camborne on 23 November 1982.
- 3 "At the Hearing Mr. Michael Roy Hampden-Smith produced documents of title which showed that he and his wife Merylyne Hampden-Smith were the owners of the piece of land which is marked Conquer Downs on the Register Map and is O.S. 1227 on the 1908 edition of the O.S. map. They had purchased this piece of land on 25 February 1977". (4th paragraph of Decision 206/U/191)
- 3 On 20 October 1986, Cornwall Council made the following entry at column 4 to entry No.2 on the Ownership Section sheet of CL 711: 'The part of this register unit comprising all that land in the most westerly piece, known as Conquer Downs, as shown on Sheet No.15 of the Register Map'.
- 4 It has subsequently transpired that the land adjoining field No. 1227, being un-numbered and not part of the Conveyance, is also numbered as field No. 1227 and is also registered as common land under unit No. CL 711.
- 5 The registration authority acknowledges that the recording of Mr. and Mrs Hampden-Smith in the ownership section as owning the whole of the westerly piece of common land at Conquer and Lady Downs is therefore inaccurate and misleading, and for the sake of clarity to those looking and relying upon the ownership entries ought to be corrected.
- 6 Evidence in support of the proposal
 - Correspondence between Cornwall Council and Mr. Wood.
 - Conveyances dated 5th August 1964 and 1st June 1973.
 - Correspondence from Mr. & Mrs Hampden-Smith dated July 2011 confirming ownership of part of Conquer Downs.

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