

14. THE NATURE OF THE TITLE OF THOSE WHO HAVE PURCHASED RESIDENTIAL PROPERTY

- 14.1 It was the first particularised item of Professor Crow's remit that he had regard to the nature of the title of those who had purchased residential property at Mount Murray.¹ He did so in chapter 2 of his report.
- 14.2 Professor Crow reported² that the problems raised regarding title were of perception rather than substance, and that fundamentally there was no problem of title in the development. He did raise an exception regarding maintenance of the common parts of the estate and the capabilities of the management company. This exception does not seem to us to be a matter which arises from irregularity nor a matter at Mount Murray which the debates indicated as matters of particular concern for Tynwald.
- 14.3 The position remains, so far as we see it, as it is set out by Professor Crow and we perceive no public interest benefit in commenting on the issue beyond that. Accordingly, we have not in this report further addressed evidence on the issue of title.
- 14.4 In his chapter 2, Professor Crow did comment on the planning status of some houses. This is a complex matter, it was raised in the Tynwald debates,³ it is not a matter which affects title as such, and we have considered that issue in its appropriate context of the planning approvals and conditions elsewhere in our report.⁴

End of Section 14

¹ Paragraph 1.4 above

² Document C6 2.27

³ C5 Hansard 19th March 2002, T577, left hand column

⁴ Sub-section 12 (iv) above and 17 (x) below

