

COMMONS REGISTRATION ACT 1965



Reference No. 260/U/49

In the Matter of Upper Town Green, Felton,
Winford, Avon

DECISION

This reference relates to the question of the ownership of land known as Upper Town Green, Felton, Winford, being the land comprised in the Land Section of Register Unit No. CL 160 in the Register of Common Land maintained by the Avon 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 no person claimed to be the freehold owner of the land in question, but the Winford Parish Council 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 Bath on 12 January 1983.

At the hearing the Parish Council was represented by Mr P G Webb, its Clerk, who stated that he believed that the land in question belonged to the highway authority. However, Mrs D Jenkins-Adams, Solicitor, on behalf of the Avon County Council, stated that it was not claimed by the County Council as highway authority.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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

18th

day of

January

1983

Chief Commons Commissioner