



In the Matter of a Recreation Ground
off Gossmore Road, Marlow, Wycombe
District, Buckinghamshire

DECISION

This reference relates to the question of the ownership of land being a recreation ground containing about 5.06 acres off Gossmore Road, Marlow, Wycombe District being the land comprised in the Land Section of Register Unit No. VG 96 in the Register of Town or Village Greens maintained by the Buckinghamshire 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 Marlow Town Council said (letter of 8 September 1977), that this land ("the original playing field") is Charity land left to the old Parochial Parish of Great Marlow, being administered by the Trustees which was then Urban District Council and now by the successor Parish Council, known as Marlow Town Council and the land will continue to be used as a recreation ground and playing field. No other person claimed to be the freehold owner of the land in question or 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 Aylesbury on 23 January 1979.

There was no appearance at the hearing, but afterwards I received a letter dated 23 January 1979 from Marlow Town Council in which the writer amplified the September 1977 letter and concluded by saying that if no person can be regarded as the owner of the land then the Town Council would be pleased for it to be vested in them.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Buckinghamshire County Council, as registration authority, to register Marlow Town Council as the owner of the land under section 8(3) 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 12th —

day of February —

1979

a. a. Baden Fuller
