



COMMONS REGISTRATION ACT 1965

Reference No. 203/U/121

In the Matter of land by St John's Church,
Hambleton, Wycombe District, Buckinghamshire

DECISION

This reference relates to the question of the ownership of land containing about 0.875 of an acre by St John's Church, Hambleton, Wycombe District being the land comprised in the Land Section of Register Unit No. CL.216 in the Register of Common Land 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 Hambleton Parish 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 Aylesbury on 25 January 1979. At the hearing Hambleton Parish Council were represented by Mr M C Worster, their vicechairman.

Mr Worster who has lived in the Parish for 6 years and been a member of the Council for 3 years, in the course of his evidence produced a conveyance dated 27 May 1952 by which the Rt Hon W H Viscount Hambleton conveyed to the Parish Council all his estate and interest (if any) in the land coloured pink on the plan attached (excluding four strips coloured brown on the plan). Mr Worster said (in effect):- The land in this Register Unit is the same as that coloured pink and brown on the conveyance plan. It looks like a village green, being a grass area between the road on the north (edged with white posts joined by chains) and lands on the south being the Village Church, the Village School, and the Village Hall (also a Cottage); the strips coloured brown are rights of way to the buildings. Part has been tarmacadamed as a play area for the Village School. The Parish Council keep the grass tidy with a mowing machine; they pay for the painting of the posts.

On this evidence I am satisfied that the Parish Council are the owners of the land, and I shall accordingly direct the Buckinghamshire County Council, as registration authority, to register Hambleton Parish Council as the owners 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 12th day of February - 1979

A. A. Braden Fuller

Commons Commissioner