



COMMONS REGISTRATION ACT 1965

Reference No. 203/U/73

In the Matter of Recreation Ground, Little Kingshill,
Bucks

DECISION

This reference relates to the question of the ownership of land known as Recreation Ground, Little Kingshill being the land comprised in the Land Section of Register Unit No VG 72 in the Register of Town or Village Greens maintained by the Bucks 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 Little Missenden 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 20 February 1979.

At the hearing Mr L Peacock, the Clerk to the Parish Council, appeared on its behalf and claimed ownership: Mr Durrant of the County Council staff was also present. The land in question was included in an Inclosure Award of 1854, which allotted it to named individuals, to be used for exercise and recreation by the inhabitants of the parish and neighbourhood. For many years it has been maintained by the Parish Council, which in the early 1950s erected childrens playground equipment and has arranged and paid for the grass to be cut. In 1952 there was a Deed of Release to the Parish Council of commonable rights.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Bucks County Council, as registration authority, to register the Parish Council as the owner 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 28th day of March 1979
L. J. Morris Smith
Commons Commissioner