

COMMONE REGISTRATION ACT 1965

Reference No. 205/9/17

In the Matter of Morley Green, Wilmslow, Cheshire

## DECISION

This reference relates to the question of the ownership of land known as Morley Green, Wilmslow being the land comprised in the Land Section of Register Unit No. VG 35 in the Register of Town or Village Greens maintained by the Cheshire County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following won the public notice of this reference a claim to ownership on behalf of the De Trafford Estate was made: 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 Chester on 26 July 1979.

At the hearing, Mr R L Cole, Solicitor of Macclesfield Borough Council, said that the Borough Council has a leasehold interest but was not claiming ownership of the freehold. There were no other appearances and since the hearing the claim by Mr D H De Trafford has been withdrawn.

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 Cheshire County Council, as registration authority, to register Macclesfield Borough Council as the owner of the land under section 9(3) of the Act of 1965. I understand that the land is not in a district having a Parish Council.

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 26 November

1979

Commons Commissioner

I f. Mans Suit