



In the Matter of Radley Common,
Winwick, Warrington R.D.,
Lancashire.

DECISION

This reference relates to the question of the ownership of land known as Radley Common, Winwick, Warrington Rural District, being the land comprised in the Land Section of Register Unit No.C.L.22 in the Register of Common Land maintained by the Lancashire 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 and no 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 Preston on 8th June 1972.

This case was listed for hearing on the 7th June and on that day Mr. P. Walters, deputy clerk of the Warrington Rural District Council and clerk of the Winwick Parish Council attended. Unfortunately this case was not reached until the following day and he then had other duties. However he left me a message that his Council had no information as to ownership, so the case could conveniently proceed in his absence. No other person attended the hearing either on the 7th or the 8th June, so I heard no evidence.

For these reasons I am not satisfied that any person is the owner of the land, and accordingly the land falls into protection under section 9 of the Act.

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.

a. a. Baden Fuller.

Dated this 16 day of June 1972

Commons Commissioner