



COMMONS REGISTRATION ACT 1965

Reference No.6/U/26

In the Matter of Lower Square,
Week St. Mary, Stratton R.D.,
Cornwall.

DECISION

This reference relates to the question of the ownership of land known as Lower Square, Week St. Mary, Stratton Rural District, being the land comprised in the Land Section of Register Unit No.V.G.619 in the Register of Town or Village Greens maintained by the Cornwall 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 Truro on 13th July 1972.

The Charity Commissioners in a letter dated 19th May 1972 to the Clerk of the Commons Commissioners gave notice that they might wish to be represented at the inquiry. In their answer dated 6th June 1972 to the questionnaire, they stated it was not their intention to attend or be represented.

The Week St. Mary Parish Council were represented at the hearing by their Clerk, Mrs. Y.M. Bate and by one of their members Mr. H.H. Jones. She told me of the difficulties her Council had had in regulating car parking in the Square particularly when there is a market in the Village (as happens regularly on Saturdays). Her Council however had no information as to the ownership.

For these reasons I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Cornwall County Council, as registration authority, to register Week St. Mary Parish Council as the owner of the land under section 8(3) 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 2nd day of August 1972

Commons Commissioner