



In the Matter of Corby Greens, Wetheral, Cumbria

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. VG 65 in the Register of Town or Village Greens maintained by the Cumbria County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land section of Register Unit No. CL 179 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Carlisle on 8 April 1981. The hearing was attended by Mr W Watson, a member of the Wetheral Parish Council, the applicant for both the registration and the conflicting registration.

Mr Watson informed me that the Parish Council did not wish to support the conflicting registration.

There is only minimal evidence that the land comprised in the Register Unit falls within the definition of "town or village green" in section 22(1) of the Commons Registration Act 1965, but it has been used as a children's playground and youths have played football on it. Since there is no objection to the registration, which would not have been the subject of a dispute had not the Parish Council applied for the conflicting registration, I have decided to confirm the registration.

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

April

1981

*G. D. Smith*

Chief Commons Commissioner