



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/833-834

In the Matter of School Green
 Nether Wasdale

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG 104 in the Register of Town or Village Greens maintained by the former Cumberland County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. CL 466 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Whitehaven on 2 March 1982. The hearing was attended by Mrs A Templer, Chairman of Netherwasdale Parish Meeting. Mr Anthony Foster said that he had been born in Wasdale in 1935 and had lived there all his life. A May Day festival had been held on the Village Green for many years according to local tradition. A maypole had been built in the last century to commemorate Queen Victoria's Jubilee. Sports and games for children and adults on the day of the Festival and as part of it. The local children played football and other games on the Village Green and still did so. There was a fountain on the green used as a public water supply.

Mr Richard Scott Naylor, who was born in 1927, had also lived all his life in Wasdale. He confirmed Mr Foster's evidence and added that until 1934 when the Village School was closed the green had been the playground for all the school.

I was satisfied on this evidence that the application for registration as a village green should succeed.

For these reasons I 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

18th

day of

March

1982

Commons Commissioners