



In the Matter of the piece of land known as Westthorpe Green situated at the junction of Westthorpe Road, Green Lane and Bailey Lane in the Parish of Killamarsh in the County of Derby

DECISION

This reference relates to the question of the ownership of land known as Westthorpe Green being the land comprised in the Land Section of Register Unit No. VG 19 in the Register of Town or Village Greens maintained by the Derbyshire 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 one 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 Chesterfield on 1 October 1980.

Mrs N B Long, Clerk to the Killamarsh Parish Council appeared at the hearing but called no evidence.

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 Derbyshire County Council, as registration authority, to register Killamarsh Parish Council as the owner of the land under section 8(3) of the Act of 1965.

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

21st

day of

Oct 1980

1980

(e.g. H. H. H. H.)

Commons Commissioner