



In the Matter of The Recreation Allotment,
Woolfords Water, Buckland Newton, Dorset.

DECISION

This reference relates to the question of the ownership of land known as The Recreation Allotment, Woolfords Water, Buckland Newton, being the land comprised in the Land Section of Register Unit No. VG.27 in the Register of Town or Village Greens maintained by the Dorset 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, but Messrs. Brennan & Wilson, Solicitors, 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 Dorchester on 8 March 1984. At the hearing the Buckland Newton Parish Council was represented by Mr S L Mitchell, its Chairman.

Mr Mitchell informed me that he had no evidence as to the ownership of the land in question, but in a letter to the Clerk of the Commons Commissioners, dated 15 February 1984 Messrs. Brennan & Wilson stated that the land was vested in the Churchwardens and Overseers of the Parish of Buckland Newton as a place of exercise and recreation for the inhabitants of the parish and neighbourhood by an award of 19 December 1854. Presumably this award was made under the Annual Inclosure Act 1849, in the Schedule to which the inclosure of Buckland Newton is mentioned. However, since the matter has not been proved by the production of the award or a certified copy of it, my proper course is to say that I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Dorset County Council, as registration authority, to register the Buckland Newton 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

22nd

day of

March

1984

Chief Commons Commissioner