

COMMONS REGISTRATION ACT 1965

Reference No. 211/U/62

In the Matter of Middlestone Village Green,
Wear Valley, Co. Durham.

DECISION

This reference relates to the question of the ownership of land known as Middlestone Village Green, Wear Valley, being the land comprised in the Land Section of Register Unit No. VG 90 in the Register of Town or Village Greens maintained by the Durham 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 Durham on 15 March 1982.

At the hearing the Wear Valley District Council was represented by Mr N L McNamee, solicitor.

The land in question was conveyed to the former Bishop Auckland Urban District Council by a conveyance made 14 November 1962 between (1) The Church Commissioners for England (2) The Urban District Council of Bishop Auckland.

The land was transferred to the Wear Valley District Council by the Local Authorities (England) (Property etc.) Order 1973 (S.I. 1973 No. 1861).

gjt On this evidence I am ~~not~~ satisfied that the Wear Valley District Council is the owner of the land, and I shall accordingly direct the Durham County Council, as registration authority, to register the District Council as the owner of the land under section 8(2) 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

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day of

April

1982

G. J. G. G. G.

Chief Commons Commissioner