

COMMONS REGISTRATION ACT
1965



Reference No. 211/U/98

In the Matter of The Village Green, Tudhoe,
Spennymoor, Co. Durham-----

DECISION

This reference relates to the question of the ownership of land known as The Village Green, Tudhoe, Spennymoor, being the land comprised in the Land Section of Register Unit No. VG.58 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 6 March 1985. At the hearing the Spennymoor Town Council was represented by Mrs J. Crowdon, Solicitor.

Mrs Crowdon had no evidence regarding the possession of the land in question earlier than 1 April 1974, and therefore could not support a claim to a possessory title.

In the absence of any sufficient evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Durham County Council, as registration authority, to register the Spennymoor Town 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

15th

day of

March

1985

E. S. Quibb

Chief Commons Commissioner