



In the Matter of Chigwell Row Recreation Ground,
Chigwell, Essex.

DECISION

This reference relates to the question of the ownership of land known as Chigwell Row Recreation Ground, Chigwell, being the land comprised in the Land Section of Register Unit No. VG.18 in the Register of Town or Village Greens maintained by the Essex 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 the Epping Forest District Council claimed to be the freehold owner of the land in question and no other person 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 Chelmsford on 7 December 1983. At the hearing the Epping Forest District Council was represented by Mr G A Oakley, its legal assistant.

By a conveyance made 7 May 1948 between (1) Lawrence Lydall Savill (2) The Urban District Council of the Urban District of Chigwell there was conveyed to the Urban District Council most of the land the subject of the reference and the estate, rights, and interests (if any) of the Mr Savill in the remainder of the land. For a period well in excess of twelve years the Urban District Council used the whole of the land as a recreation ground.

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

On this evidence I am satisfied that the Epping Forest District Council is the owner of the land, and I shall accordingly direct the Essex County Council, as registration authority, to register that 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

16th

day of

December

1983

G. Savill

Chief Commons Commissioner