



In the Matter of Runsell Green, Danbury,
Essex

DECISION

This reference relates to the question of the ownership of land known as Runsell Green, Danbury, being the land comprised in the Land Section of Register Unit No. VG 107 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 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 Chelmsford on 21 February 1980.

At the hearing the Danbury Parish Council was represented by Mrs V Hillier, its Clerk. Mrs Hillier informed me that the Parish Council had no title to the land in question and had done nothing regarding it beyond cutting the grass. In my view, merely cutting the grass is not a taking possession on the land on which a possessory title could be founded.

I am therefore not satisfied that any person is the owner of the land, and I shall accordingly direct the Essex County Council, as registration authority, to register the Danbury 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 11th day of March 1980

Chief Commons Commissioner