



COMMONS REGISTRATION ACT 1965

Reference No. 213/U/61

In the Matter of Huntley Recreation Ground
Huntley Forest of Dean D

DECISION

This reference relates to the question of the ownership of land known as Huntley Recreation Ground Huntley Forest of Dean D being the land comprised in the Land Section of Register Unit No. VG.104 in the Register of Town or Village Greens maintained by the Gloucestershire 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 Huntley Parish 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 Gloucester on 19 October 1978.

Mr E A Harding appeared for Huntley Parish Council.

He told me that he was unable to produce the relevant documents owing to their having been lodged elsewhere in connection with an application to extend the village hall which stands on the land in question. He did however produce a letter from the Charity Commission dated 2 October 1978 which stated "that by virtue of a scheme dated 20 March 1970 No 6523L the Huntley Parish Council were confirmed as Trustees of the Recreation Ground and which stressed that the ownership of the land by the Parish Council was in the capacity of Trustees of The Huntley Recreation Ground Charity.

On this evidence I am satisfied that Huntley Parish Council as Trustees of the said Charity is the owner of the land, and I shall accordingly direct the Gloucestershire County Council, as registration authority, to register Huntley Parish Council as Trustees of the Huntley Recreation Ground Charity 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 6th day of November

1978

Commons Commissioner