



COMMONS REGISTRATION ACT 1965
DECISION (UNCLAIMED LAND)

Reference No 213/U/50

In the Matter of Willersey Village Green
Willersey Cotswold D

DECISION

This reference relates to the question of the ownership of land known as Willersey Village Green Willersey Cotswold D being the land comprised in the Land Section of Register Unit No VG 141 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 B W Ingles 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 Cheltenham on 9 February 1978. Mr A W Moore of Messrs Sand Hatton & Co appeared for Mr Ingles and produced a conveyance dated 30 July 1955 whereby Sir Francis Winnington conveyed the Manor of Willersey to Mr Ingles.

Mr Moore had no evidence that the land in question is parcel of the Manor of Willersey but Mr B R Hodgkis was present and gave evidence that he was clerk to the Willersey Parish Council for a period of about 8 years and that he made the registration in the land section on behalf of the Parish Council and that the Parish Council never thought it had any claim to the land but always regarded Mr Ingles as the owner. In the absence of a claim by Mr Ingles I would have had to direct the County Council to register the Parish Council as the owner of the land, and since it does not contest Mr Ingles' claim, on this evidence I am satisfied that Mr B W Ingles is the owner of the land, and I shall accordingly direct the Gloucestershire County Council, as registration authority, to register, 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

17th

day of February 1978

C A. Settle

Chief Commons Commissioner