



COMMONS REGISTRATION ACT 1965

Reference No. 214/U/5

In the Matter of Farnham Road Recreation Ground,
Crandall, Hart D., Hampshire

DECISION

This reference relates to the question of the ownership of land known as Farnham Road Recreation Ground (about 3.523 acres) Crandall, Hart District being the land comprised in the Land Section of Register Unit No. VG.160 in the Register of Town or Village Greens maintained by the Hampshire 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 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 Winchester on 17 October 1974. At the hearing Crandall Parish Council were represented by Mr J.O.J. Stevens solicitor of Stevens & Bolton Solicitors of Farnham, Surrey.

Mr Stevens who was chairman of the Parish Council for about 5 years before 1971 and a member for about 9 years and who has lived in Crandall since 1947 gave evidence. He produced from the custody of the Parish Council a conveyance dated 21 November 1882 by which after recitals to the effect that it was made by virtue of the Commons Act 1876 and with the approval of the Inclosure Commissioners for England and Wales, the land therein described was conveyed by Samuel and Henry Chaundler to the Churchwardens and Overseers of the Poor of Crandall "in Trust as a place of exercise and recreation for the Inhabitants of the said Parish of Crandall". Mr Stevens identified the land therein described with that comprised in this Register Unit and marked on the Register map.

It seems likely that the land comprised in the 1882 conveyance was acquired under section 27 of the 1876 Act. However this may be, it must I think have passed to the Parish Council under section 6(1)(c) and section 67 of the Local Government Act 1894. Accordingly, on the evidence outlined above, I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register Crandall Parish 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

19th

day of November

1974

a. a. Baden

Fuller

Commons Commissioner