



COMMONS REGISTRATION ACT 1965

Reference No 15/U/8

In the Matter of land on the North bank of
the River Arrow, Eardisland, Weobley R.D.
Herefordshire

DECISION

This reference relates to the question of the ownership of land on the north bank of the River Arrow, Eardisland, Weobley Rural District, being the land comprised in the Land Section of Register Unit No VG.45 in the Register of Town or Village Greens maintained by the Herefordshire County Council of which no person is a 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 Hereford on 21 February 1973. The hearing was attended by the Herefordshire Parish Councils Association who were represented by Mr R H Bennett, by Eardisland Parish Council who were represented by Mrs E Smith and by Mr A F T Greenhough in person.

Mr Greenhough claimed that he was the owner of a small part of the land comprised in this Register Unit. After he had given evidence for a short time, all those attending requested me to adjourn the hearing so that they could discuss the position.

Later, on the same day Mr Bennett, Mrs Smith and Mr Greenhough stated that they were agreed that the Parish Council should be registered as owner of all the land, and realising that I would in the absence of evidence direct such a registration, Mr Greenhough withdrew his evidence and Mrs Smith and Mr Bennett offered none.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Herefordshire County Council, as registration authority, to register Eardisland 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 15th day of March 1973

a. a. Baden Fuller

Commons Commissioner