



COMMONS REGISTRATION ACT 1965

Reference No. 42/U/40

In the Matter of Townsend Pool Garden, Fladbury  
Wychavon D.,

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DECISION

This reference relates to the question of the ownership of land known as Townsend Pool Garden in the Parish of Fladbury Wychavon D., being the land comprised in the Land Section of Register Unit No. CL.69 in the Register of Common Land maintained by the former Worcestershire 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 Worcester on 12 November 1974.

Mr R.H. Bennett Secretary, the Secretary of the Hereford and Worcester Association of Local Councils appeared on behalf of the Fladbury Parish Council. His research in the Parish Records revealed that an offer to purchase the land in question had been made in 1897, that it had been let from 1925 to 1947 and the Parish Council had received the rent and that in 1951 the Council had paid £250 for work on the land.

On this evidence I am satisfied that the Fladbury Parish Council is the owner of the land, and I shall accordingly direct the Hereford and Worcester County Council, as registration authority, to register the Fladbury 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 19<sup>th</sup> day of November 1974

C. A. Selth

Commons Commissioner