



In the Matter of Market Hill(part), Hedon,
Holderness B

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. VG 36 in the Register of Town or Village Greens maintained by the Humberside 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 Hedon Town Council claimed to be the freehold owner of the land in question and no other person claimed to have information as to the ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Hull on 9 February 1982.

The hearing was attended by Mr G Lambert, Solicitor, appearing on behalf of the Town Council: and by Mr E I Price, Solicitor, of the Registration Authority.

Mr Leonard Sharpe gave evidence in support of the claim. He has been a member since 1957 first of Hedon Borough Council and then of its successor authority, the Town Council. Showmen have from time to time been allowed to have a week's fair on Market Hill, for which permission was granted by the Borough Council and payment was made to them of a charge of about £10 a week. The area has always been regarded as a public open space owned by the local Council, and Mr Sharpe had never heard of any other person or body making a claim to ownership.

On this evidence I am satisfied that Hedon Town Council is the owner of the land, and I shall accordingly direct the Humberside County Council, as registration authority, to register the Town 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

19 February

1982

L. J. Morris

Commons Commissioner