



COMMONS REGISTRATION ACT 1965

Reference No.19/U/63

In the Matter of Boughton Aluph Village Green,

Boughton Aluph, Kent.

DECISION

This reference relates to the question of the ownership of land known as Boughton Aluph Village Green, Boughton Aluph, being the land comprised in the Land Section of Register Unit No.VG 60 in the Register of Town or Village Greens maintained by the former Kent 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 the National Playingfields Association and the College of St Gregory and St Martin at Wye claimed to be the freehold owners of the land in question, and Mr J.A.H.Nicholson, the Treasurer of Boughton and Eastwell Cricket Club, 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 Maidstone on 14th July 1975.

At the hearing Mrs R.J.Hawes, the Chairman of the Boughton Aluph Parish Council, appeared on behalf of the National Playingfields Association. There was no appearance on behalf of the College of St Gregory and St Martin, Wye.

The land in question was conveyed to the National Playingfields Association by a conveyance made 29th July 1933 between (1) Herbert Wheatley Knocker (2) The National Playingfields Association. By a lease dated 8th May 1941 the Association let the land to the Parish Council for a term of 99 years from 25th December 1939.

On this evidence I am satisfied that the National Playingfields Association is the owner of the land, and I shall accordingly direct the Kent County Council, as registration authority, to register the Association 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 14th day of August 1975

Chief Commons Commissioner