

COMMONS REGISTRATION ACT 1965



Reference No. 219/U/61

In the Matter of Sparrowhaugh Green (part)
Harvel, Meopham, Kent

DECISION

This reference relates to the question of the ownership of part of the land known as Sparrowhaugh Green, Harvel, Meopham, being part of the land comprised in the Land Section of Register Unit No. VG 87 in the Register of Town or Village Greens maintained by the Kent County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner. The part in question is the land comprised in the Register Unit except the portion registered at the Land Registry under Title K 130776.

Following upon the public notice of this reference Meopham Parish Council claimed to be the freehold owner of the land in question and no other 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 Maidstone on 6 February 1979.

The ownership of the land in question is claimed by Meopham Parish Council for which its chairman Mr Carley appeared: there were no other appearances at the hearing. The evidence was to the effect that the Parish Council has for some eleven years arranged for the grass to be cut and the Green kept tidy.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Kent County Council, as registration authority, to register Meopham 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 12th day of March 1979

L. J. Morris Smith
Commons Commissioner