

COMMONS REGISTRATION ACT 1965



Reference No 20/U/63

In the Matter of Melling Green, Melling-with-Wrayton,
Lancashire

DECISION

This reference relates to the question of the ownership of land known as Melling Green, Melling-with-Wrayton, being the land comprised in the Land Section of Register Unit No VG 54 in the Register of Town or Village Greens maintained by the former Lancashire 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 Lancaster on 28 February 1978.

At the hearing the Executors of E J Battersby, deceased, who claimed to be the successors of Bridgestock Ltd, the applicants of a registration noted under section 4(4) of the Act of 1965, were represented by Mr D R Battersby. Mr Battersby informed me that he had no evidence as to the ownership of the land in question.

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 Lancashire County Council, as registration authority, to register the Melling-with-Wrayton 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

25th

day of

April

1978


CHIEF COMMONS COMMISSIONER