



In the Matter of The Hillock Ribchester

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No.VG.40 in the Register of Town or Village Greens maintained by the Lancashire Council and is occasioned by Objection No. 224 made by Duttons Brewery Ltd and noted in the Register on 21 December 1971.

I held a hearing for the purpose of inquiring into the dispute at Preston on 11 November 1980. The hearing was attended by Mr E G Melling the Clerk to Ribchester Parish Council, and by Mr C Leigh, Solicitor, appearing on behalf of the Objector ("Duttons").

The registration was made on the application of the Parish Council and Mr Melling informed me that the Council is not now seeking to maintain the registration. The piece of land in question is subject to a right granted to Duttons in 1955 to use it for a car park, and it has since then been so used and still is.

In these circumstances I refuse to confirm the registration.

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 17 November 1980

L. J. Morris Smith
Commons Commissioner.