



COMMONS REGISTRATION ACT 1965

Reference No 30/U/22

In the Matter of land north of South View and
south of The Hall, Uppingham R.D., Rutland

DECISION

This reference relates to the question of the ownership of land north of South View and south of The Hall, Uppingham Parish, Uppingham Rural District being the land comprised in the Land Section of Register Unit No VG, 22, in the Register of Town or Village Greens maintained by the Rutland 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 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 Oakham on 9 May 1973. The hearing was attended by the Uppingham Parish Council who were represented by Mr N Branston their clerk and by the Uppingham Rural District Council who were also represented by Mr Branston their clerk.

Mr Branston said:- The land comprised in this Register Unit has always been open land. Many years ago it was used (with other land nearby) as a cattle market. It is now grassland which the Parish Council maintain. Before the land was registered under the Act of 1965 by the County Council neither the Parish Council nor the Rural District Council had had anything to do with it; he could therefore offer no evidence of ownership.

In the absence of evidence, I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Rutland County Council, as registration authority, to register Uppingham 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 21st day of May 1973

a. a. Baden Fuller

Commons Commissioner