



COMMONS REGISTRATION ACT 1965

Reference No.21/U/64

In the Matter of The Banks,  
Queniborough, Leicestershire.

DECISION

This reference relates to the question of the ownership of land known as The Banks, Queniborough, being the land comprised in the Land Section of Register Unit No.C.L.28 in the Register of Common Land maintained by the Leicestershire 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 Leicester on 9th October 1973.

At the hearing the Queniborough Parish Council appeared by its Chairman, Mr. A.B. Kidger.

The land in question lies on the south side of Main Street, Queniborough. It is approximately rectangular and is divided into two triangles by a footpath which crosses the land from south-west to north-east.

There was produced to me a conveyance dated 31st October 1967 whereby Mr. Duncan Edward Sherriff and Mrs. Sylvia Foden conveyed the site of the footpath and the triangle of land to the north-west of it to the Parish Council in trust for the perpetual use thereof by the public for exercise and recreation.

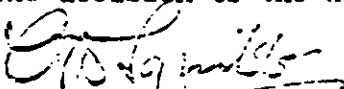
No evidence regarding the ownership of the triangle of land to the south-west of the footpath was adduced to me.

I am satisfied that the Parish Council is the owner of the site of the footpath and the land to the north-west of it, and I shall accordingly direct the Leicestershire County Council, as registration authority, to register the Parish Council as the owner of that portion of the land comprised in the Register Unit under section 8(2) of the Act of 1965.

In the absence of any evidence I am not satisfied that any person is the owner of the remainder of the land and it will therefore remain subject to protection under section 9 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 19<sup>th</sup> day of October 1973

  
Chief Commons Commissioner