



COMMONS REGISTRATION ACT 1965

Reference No 21/U/47

In the Matter of The Green, Wigston Parva,
Blaby District, Leicestershire

DECISION

This reference relates to the question of the ownership of land known as The Green, Wigston Parva, Blaby District being the land comprised in the Land Section of Register Unit No VG. 1 in the Register of Town or Village Greens 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 Blaby Rural District Council said that the land is subject to a Scheme made under the Commons Act 1899. No person 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 Leicester on 20 July 1976. At the hearing Blaby District Council were represented by Mr J L Munby of counsel instructed by Bilson & Sharp Solicitors of Leicester.

Mr C E Wright who is the Personal Assistant to the Chief Executive Officer of Blaby District Council and who started in 1965 with the Blaby Rural District Council, said that Wigston Parva has (its population being small) no Parish Council.

Mr Munby produced the Scheme made on 23 August 1967 under the Commons Act 1899 by Blaby Rural District Council for the regulation of The Green in Wigston Parva (including the plan therein referred to and approved on 31 August 1967 by the Minister of Housing and Local Government.

No evidence of ownership was offered. Three days after the hearing, I inspected the land; its appearance is very attractive and it is obviously a valuable amenity for those living nearby; but from its appearance I could deduce nothing as to its ownership. 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 Leicestershire County Council, as registration authority, to register Blaby District 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 26th - day of July -

1976

a. a. Baden Fuller

Commons Commissioner