



In the Matter of The Old Village Pond, Debdale Hill,  
Old Dalby, Leicestershire

DECISION

This reference relates to the question of the ownership of land known as The Old Village Pond, Debdale Hill, Old Dalby, being the land comprised in the Land Section of Register Unit No. VG 52 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 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 1 April 1981.

At the hearing the Old Dalby Parish Council was represented by Mrs B M Breed, its Clerk.

Mrs Breed informed me that she had no evidence as to the ownership of the land in question, but said that she accepted that a small part of the land shown hatched green on a plan accompanying a letter dated 30 March 1981 from Messrs Wells & Hind, solicitors, for Mr and Mrs R C Bell formed part of their property, known as Debdale Farmhouse, being the access to their garage.

Although I have no direct evidence regarding Mr and Mrs Bell's title, I am prepared in the light of Mrs Breed's evidence to say that I am satisfied that Mr and Mrs Bell are the owners of the green hatched land, and I shall accordingly direct the Leicestershire County Council, as registration authority, to register them as the owners of that land 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 I shall accordingly direct the Leicestershire County Council, as registration authority, to register the Old Dalby Parish Council as the owner of that part 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

15<sup>th</sup>

day of

April

1981

*E. D. G. Smith*