



In the Matter of Netherton Green, Netherton, Sefton,  
Merseyside

DECISION

This reference relates to the question of the ownership of land known as Netherton Green, Netherton, Sefton, being the land comprised in the Land Section of Register Unit No. VG.20 in the Register of Town or Village Greens maintained by the Merseyside 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 Chester on 27 June 1984. At the hearing the Sefton Metropolitan Borough Council was represented by Mr G D Hindley, Solicitor.

The land the subject of the reference was conveyed to the former West Lancashire Rural District Council by a Conveyance made 7 December 1933 between (1) Hugh William Osbegt, Earl of Sefton (2) West Lancashire Rural District Council to be held for the purposes of the Open Spaces Act 1906. The land was transferred to the former Bootle Corporation by the Bootle Extension Order 1968 and then to the Sefton Metropolitan Borough Council by the Local Authorities (England) (Property etc) Order 1973 (S.I.1973 No. 1861).

On this evidence I am satisfied that the Sefton Metropolitan Borough Council is the owner of the land, and I shall accordingly direct the Merseyside County Council, as registration authority, to register the Metropolitan Borough Council as the owner of the land under section 8 (2) 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

9<sup>th</sup>

day of

July

1984

  
Chief Commons Commissioner