



COMMONS REGISTRATION ACT 1965

Reference No 225/U/221

In the Matter of The Village Green
or The Fairstead, Binham, Norfolk

DECISION

This reference relates to the question of the ownership of land known as The Village Green or The Fairstead, Binham, being the land comprised in the Land Section of Register Unit No VG. 149 in the Register of Town or Village Greens maintained by the Norfolk 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 the Binham Parish Council 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 Norwich on 24 May 1978.

At the hearing the Parish Council was represented by Mr N T A Moore, one of its members.

The land the subject of the reference was allotted by the Inclosure Award made 7 July 1816 under the Binham Inclosure Act of 1813 (55 Geo. III, c.11 (private, not printed)) to Thomas Truesdale Clarke, the lord of the manor of Binham, as a village green. By a deed made 13 June 1969 between (1) William Bryan Case (2) Binham Parish Council Mr Case released to the Parish Council all his rights as lord of the manor.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register the Parish Council as the owner of the land under section 2(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

8th day of June

1978

Chief Commons Commissioner