



COMMONS REGISTRATION ACT 1965

268/U/333

In the Matter of Gill Green, Cawood,
Selby District Council

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. VG 124 in the Register of Town or Village Greens maintained by the North Yorkshire 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 Cawood 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 York on 23 June 1987.

At the hearing the Parish Council was represented by its Clerk, Mrs J Sykes, and Mrs H Lambert, a member of the Parish Council, also attended. Mrs Sykes told me that the maintenance of the Green, including the regular cutting of the grass, has been carried out by the Parish Council for upwards of thirty years. A number of chestnut trees were planted some fifty years ago and these are now in full maturity; and with the Council's permission a seat was erected on the green by the Women's Institute.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register Cawood Parish 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 23 September 1987

L. J. Harris Smith
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Commons Commissioner