



COMMONS REGISTRATION ACT 1965

Reference No. 226/U/105

In the Matter of Land at Badby,
Northamptonshire

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. VG 115 in the Register of Town or Village Greens maintained by the Northamptonshire 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 Badby 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 Northampton on 12 December 1979.

At the hearing the Parish Council was represented by its vice-chairman, Mr J Warr, who gave evidence. Of the several pieces of village green in Badby, this is the principal green and is used for fetes and the like. Physically it forms one unit with VG 116 (Reference 226/U/106) and the mowing and maintenance of these greens has been carried out by the Parish Council for some 15 years at least, and trees have been planted by the Parish Council.

On this evidence I am satisfied that Badby Parish Council is the owner of the land, and I shall accordingly direct the Northamptonshire County Council, as registration authority, to register the 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

9 January

1980

L. J. Morris Smith

Commons Commissioner