



COMMONS REGISTRATION ACT 1965

Reference No. 226/U/108

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 122 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. This green now forms one unit with VG 123 (Reference 226/U/109), the roadway formerly dividing the two being no longer used as such. Mr Warr has been a member of the Council for about seven years, during which time at least the two greens have been maintained by the Council.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Northamptonshire County Council, as registration authority, to register Badby Parish Council as the owner 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

9 January 1980

1979

L. J. Harris Smith

Commons Commissioner