



COMMONS REGISTRATION ACT 1965

Reference No. 226/U/78

In the Matter of Land at Everdon,
Northamptonshire

DECISION

This reference relates to the question of the ownership of land at Everdon being the land comprised in the Land Section of Register Unit No. VG 77 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 Everdon 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 11 December 1979.

At the hearing Everdon Parish Council was represented by its chairman, Mr W Phantom. His evidence was to the effect that on several occasions since 1894, the Council spent money on the land. Since 1945 fairs have been held on the land by permission of the Council and at a charge, the money being paid to the Council. Other annual events have been held there with the Council's permission and since 1972 the Council has kept the land mown and repaired.

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