



COMMONS REGISTRATION ACT 1965

Reference No. 226/U/62

In the Matter of The Old Village Pond,
 Yardley Hastings, 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 159 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 no person claimed to be the freehold owner of the land in question and no one 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 3 July 1979.

The registration was effected on the application of Yardley Hastings Parish Council, which was represented at the hearing by its clerk, Mrs B Denton.

The Parish Council was not claiming to establish ownership: some years ago the County Council filled in the pond, but the Parish Council has been maintaining the land for some nine years and has planted a tree and placed a seat on it.

In the absence of other 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 the 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

22 August

1979

L. J. Morris Smith

Commons Commissioner