



COMMONS REGISTRATION ACT
1965

Reference No. 228/U/91

In the Matter of The Pinfold on the Site of
the Smithy, Edingley, Nottinghamshire

DECISION

This reference relates to the question of the ownership of land known as The Pinfold on the Site of the Smithy, Edingley, being the land comprised in the Land Section of Register Unit No. VG.38 in the Register of Town or Village Greens maintained by the Nottinghamshire 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 Nottingham on 21 March 1985. At the hearing the Edingley Parish Council was represented by Mr W H Brown, its Chairman, and the Edingley Parochial Church Council by Mr F C Parr, one of its members.

The land in question has been used for many years as a Car Park by persons attending services in Edingley Parish Church, and Mr Brown said that the Parish Council was willing for this to continue. Mr Parr said that the grass on the land was mown at the same time as that on the adjoining churchyard.

In my view, this evidence is not sufficient to support a claim to a possessory title by the Parochial Church Council, and in the absence of any further evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Nottinghamshire County Council, as registration authority, to register the Edingley 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 this

3rd

day of

April

1985

Chief Commons Commissioner