

COMMONS REGISTRATION ACT
1965



Reference No. 228/U/92

In the Matter of The Playing Field Gonalstone
Lane, Epperstone, Nottinghamshire

DECISION

This reference relates to the question of the ownership of land known as the Playing Field, Gonalstone Lane, Epperstone, being the land comprised in the Land Section of Register Unit No. VG.39 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 Epperston Parish Council was represented by Mr P J Helps, its Vice-Chairman.

Mr Helps produced a copy of a Conveyance of the land in question made 9 November 1950 between (1) Eileen Mary Bourne and Roland Michael Bourne (2) Helen Bertha Eddison and John Douglas Petty as trustees to apply for an order of the Charity Commissioners vesting the land in the Official Trustee of Charity Land. There is, however, no evidence that such an order was ever made, and an enquiry made of the Charity Commission elicited the reply that according to their file no application for an order has ever been made.

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 Epperstone 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

23rd

day of

April

1985

Chief Commons Commissioner