



In the Matter of Frilford Recreational Allotment,
Frilford, Oxfordshire.

DECISION

This reference relates to the question of the ownership of land known as Frilford Recreational Allotment, Frilford, being the land comprised in the Land Section of Register Unit No. VG 84 in the Register of Town or Village Greens maintained by the former Berkshire 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 Oxford on 26 November 1976.

At the hearing Mr Murray Maclean, the Chairman of the Frilford Parish Meeting, appeared on behalf of the Parish Meeting.

By the Inclosure Award, dated 12 December 1861, made under the Frilford in Marcham Inclosure Act of 1846 (9 & 10 Vict., c.8 (private)) the land in question was allotted to the Overseers of the Hamlet of Frilford for the purposes of recreation. By the operation of articles 4(2) and 6(1) of the Overseers Order 1927 (S.R. & O. 1927, No. 55) the land was transferred to the Frilford Parish Meeting. By the operation of section 47 of the Local Government Act 1933 the legal estate became vested in the Representative Body of the Parish of Frilford, and by the operation of section 13 of the Local Government Act 1972 it was transferred to the Parish Trustees of Frilford, who are a body corporate consisting of the Chairman of the Parish Meeting and the officer appointed for that purpose by the Vale of White Horse District Council under section 270(3) of the latter Act.

On this evidence I am satisfied that the Parish Trustees of Frilford are the owners of the land, and I shall accordingly direct the Oxfordshire County Council, as registration authority, to register the Parish Trustees as the owners of the land under section 8(2) 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 26th day of March 1977


Chief Commons Commissioner