



COMMONS REGISTRATION ACT 1965

Reference No 276/U/70

In the Matter of the piece of land  
called Recreation Ground, Hurdley, Churchstoke;  
Montgomery D

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DECISION

This reference relates to the question of the ownership of the piece of land known as Recreation Ground, Hurdley, Churchstoke, Montgomery D being the land comprised in the Land Section of Register Unit No VG. 10(M) in the Register of Town or Village Greens maintained by the former Montgomeryshire 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 Churchstoke Community 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 Welshpool on 10 December 1976.

Mr C W Bell appeared for the Churchstoke Community Council and stated that enquiries made from the Department of Education and Science had disclosed that the land in question, No 6 on the Award Map of an Enclosure Award dated 19 January 1853, was allotted to the Churchwardens and Overseers of the Parish of Churchstoke. A photocopy of the relevant part of the award map was produced.

On this evidence I am satisfied that Churchstoke Community Council is the owner of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register Churchstoke Community 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 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 21<sup>st</sup> day of February 1977

*L A Jettle*

Commons Commissioner