



COMMONS REGISTRATION ACT 1965

Reference No. 45/U/177

In the Matter of Minney Moor Recreation Ground,
 Conisbrough, Yorkshire

DECISION

This reference relates to the question of the ownership of land known as Minney Moor Recreation Ground being the land comprised in the Land Section of Register Unit No. VG 148 in the Register of Town or Village Greens maintained by the former County Council of the West Riding of Yorkshire 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 Doncaster Borough 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 Barnsley on 8 March 1979.

At the hearing the Borough Council was represented by its Solicitor, Mr D Little.

By the 1857 Conisbrough Enclosure Award the land was allotted to the Churchwardens and Overseers of the Parish of Conisbrough, whose successor in title was Conisbrough Urban District Council, and is now the Borough Council. The land is an open area, with grass and trees, and used by the local community.

On this evidence I am satisfied that the Borough Council is the owner of the land, and I shall accordingly direct the South Yorkshire County Council, as registration authority, to register Doncaster Borough 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

21st

day of

August

1979

L. J. Morris Smith

Commons Commissioner