



COMMONS REGISTRATION ACT 1965

Reference No. 233/U/79

In the Matter of The Green, Weston,  
Staffordshire

DECISION

This reference relates to the question of the ownership of the land known as The Green, Weston upon Trent, Staffordshire being the land comprised in the Land Section of Register Unit No. VG 14 in the Register of Town or Village Greens maintained by the Staffordshire 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 Weston with Gayton Parish 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 Hanley, Stoke on Trent on 11 January 1979.

The Parish Council was represented at the hearing by Mr J A W James, Solicitor, of the firm of Hand Morgan and ~~Ayer~~<sup>Over</sup>, Stafford. There was no other appearance.

By a Deed of Gift dated 27 March 1962 between The Earl Fevers (1) and the Parish Council of Weston (2), the Grantor (recited to be the Lord of the reputed Manor of Weston) conveyed all his rights in the land known as Weston Green for the benefit of the Parish of Weston and conveyed the fee simple to the Parish Council in so far as the same was vested in him. This Deed did not include an area of some 3000 square yards which is part of the land comprised in the Land Section of the Register, but this area was conveyed to the Council by a Deed of Exchange dated 24 February 1965 between the Parish Council of Weston (1) and Thomas Henry Tavernor(2).

Evidence was given by Mr John Burke the Clerk to the Parish Council of Weston with Gayton and before that the Clerk to the Weston Parish Council: the Parish Council of Weston with Gayton was, I understand, the successor to Weston Parish Council when in 1973 the common Parish Council for the Parishes of Weston and Gayton was set up. Mr Burke stated that since 1962 the Parish Council has resurfaced the Green and maintained it as a playing area.

On this evidence I am satisfied that the Parish Council of Weston with Gayton is the owner of the land, and I shall accordingly direct the Staffordshire County Council, as registration authority, to register that Parish 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

15<sup>th</sup>

day of

February

1979

*L. J. Morris Smith*

Commons Commissioner