



Reference Nos: 234/U/85
234/U/86
234/U/87
234/U/88

In the Matter of (1) School Green,
(2) White Horse Green, (3) The
Village Green, and (4) Church Road
Green, Great Finborough,
Mid Suffolk District, Suffolk

DECISION

These references relate to the question of the ownership of lands known as (1) School Green, (2) White Horse Green, (3) The Village Green, and (4) Church Road Green, Great Finborough, Mid Suffolk District being the lands comprised in the Land Section of Register Unit (1) No. VG 34, (2) No. VG 35, (3) No. VG 36 and (4) No. VG 4 in the Register of Town or Village Greens maintained by the Suffolk 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 lands in question and no person claimed to have information as to their ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Ipswich on 2 October 2 October 1979. At the hearing Great Finborough Parish Council on whose application the registrations were made, were represented by the Reverend H Wake, their chairman.

Mr Wake said (in effect):- School Green is a small triangular area at a road junction opposite the School and no longer "green", because cars are parked on it. White Horse Green is a small strip of land between a public footpath and the boundary wall of the adjoining property. The Village Green is the largest, and is in the middle of the Village. Church Road Green is a strip of land adjoining the road to the Church. The Parish Council have been de facto owners of these lands for years and have in fact looked after them, but they do not offer any evidence of ownership, being agreeable to my proceeding under sub-section (3) of section 8 of the 1965 Act.

In the absence of any evidence I am not satisfied that any person is the owner of the land and I shall accordingly direct the Suffolk County Council, as registration authority, to register Great Finborough Parish Council as the owner of the lands 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 16th — day of October — 1979.

a. a. Baden Fuller

Commons Commissioner