



COMMONS REGISTRATION ACT 1965

Reference No.35/U/4

In the Matter of Barrow Green.Barrow, West Suffolk.DECISION

This reference relates to the question of the ownership of land known as Barrow Green, Barrow, being the land comprised in the Land Section of Register Unit No.V.G.3 in the Register of Town or Village Greens maintained by the West 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 the Barrow-cum-Denham 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 Bury St. Edmunds on 31st January 1973.

At the hearing the Barrow-cum-Denham Parish Council was represented by its Chairman, the Rev. J.R.M. Wright.

By the Inclosure Award made on 21st July 1853 in pursuance of the Provisional Order dated 11th February 1847 and the Annual Inclosure Act 1848 the land the subject of this reference was allotted to the Churchwardens and Overseers of Barrow to be held in trust as a place of exercise and recreation for the inhabitants of the parish and neighbourhood. This land is now vested in the Parish Council by virtue of sections 6(1)(c)(iii) and 67 of the Local Government Act 1894.

For these reasons I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the West Suffolk County Council, as registration authority, to register the Barrow-cum-Denham 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 21st day of February 1973

Chief Commons Commissioner