



In the Matter of The Village Green, West End, The
Old Cart Wash, Nr Old School, and the Bus Shelter
near the Post Office, Radway, Warwickshire

DECISION

This reference relates to the question of the ownership of land known as The Village Green, West End, The Old Cart Wash, Nr Old School, and the Bus Shelter near the Post Office, Radway, being the land comprised in the Land Section of Register Unit No. VG.123 in the Register of Town or Village Greens 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 Radway 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 Stratford-on-Avon on 2 February 1982. At the hearing the Parish Council was represented by Mrs J M Winslow, the Clerk,

In 1965 the Parish Council erected and has since maintained a notice prohibiting car parking and the dumping of rubbish on the Village Green at West End. In 1960 the Parish Council paid for the piping and filling in of the Old Cart Wash. In 1966 the Parish Council erected and has since maintained the bus shelter near the Post Office. In my view, the Parish Council has been in possession of each area of land for a sufficient time to have acquired a possessory title.

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

11th

day of February 1982

Chief Commons Commissioner