



COMMONS REGISTRATION ACT 1965

Reference No. 41/U/23

In the Matter of Small Green, Minor Green, Ham Green,
and Narrow Green, Holt, Wiltshire.

DECISION

This reference relates to the question of the ownership of land known as Small Green, Minor Green, Ham Green, and Narrow Green, Holt, being the land comprised in the Land Section of Register Unit No. VG 10 in the Register of Town or Village Greens maintained by the former Wiltshire 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 Holt 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 Trowbridge on 25th June 1976.

At the hearing the Holt Parish Council was represented by Mr H. Macgregor-Johnson, solicitor.

By the Inclosure Award made 9th May 1867 under the Second Annual Inclosure Act 1863 the four pieces of land the subject of this reference were allotted to the Churchwardens and Overseers of the Poor of the tithing of Holt to be held in trust as places for exercise and recreation for the inhabitants of the tithing and neighbourhood. Each of the pieces of land was transferred to the Parish Council by virtue of sections 6(1)(c)(iii) and 67 of the Local Government Act 1894.

On this evidence I am — satisfied that the Holt Parish Council is the owner of the land, and I shall accordingly direct the Wiltshire 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 26th day of July 1976.

Chief Commons Commissioner