



In the Matter of The Recreation Ground,
Newbury, Berkshire.

DECISION

This reference relates to the question of the ownership of land known as The Recreation Ground, Newbury, being the land comprised in the Land Section of Register Unit No VG 81 in the Register of Town or Village Greens maintained by the Berkshire 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 land in question and no one 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 Newbury on 2 February 1978.

At the hearing the Newbury District Council was represented by Mr B T Jones, solicitor.

The land comprised in the Register Unit is used together with a triangle of land to the west as a recreation ground. It has been so used for many years and is referred to in a conveyance of the triangle to the former Newbury Corporation dated 18 September 1925. Mr K R Page, a senior administrative officer of the Newbury District Council, who has known the land since 1955, gave evidence that the former Newbury Corporation and its successor the District Council have been in continuous possession of the land during the whole of that period.

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

22nd

day of

February

1978

CHIEF COMMONS COMMISSIONER