



In the Matter of the pieces of land in the Parish of Elton in the County of Derby known as (1) Elton Green and (2) Fox Green

DECISION

This reference relates to the question of the ownership of two pieces of land known as Elton Green and Fox Green respectively being the land comprised in the Land Section of Register Unit No. VG 45 in the Register of Town or Village Greens maintained by the Derbyshire 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 Chesterfield on 1 October 1980.

Mr Jordan of Messrs F C Crawley and Co, Solicitors, of Clowne appeared for the Elton with Creswell Parish Council but called no evidence.

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 Derbyshire County Council, as registration authority, to register Elton with Creswell Parish Council as the owner of the land 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

21st

day of

October

1980

George Herbert

Commons Commissioner