



COMMONS REGISTRATION ACT 1965

Reference Nos 209/U/8
209/U/28

In the Matter of (1) The Green and
(2) a part of the Village Green,
Broadwoodwidge, Torridge District,
Devon

DECISION

These references relate to the question of the ownership of lands known as (1) The Green and (2) part of the Village Green, Broadwoodwidge, Torridge District, being the lands comprised in the Land Section of Register Unit (1) No VG. 47 and (2) No VG. 99 in the Register of Town or Village Greens maintained by the Devon 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 lands in question and no 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 lands at Exeter on 16 November 1977. At the hearing Broadwoodwidge Parish Council were represented by Mr J M Wyatt solicitor with the Torridge District Council.

Mr Wyatt drew attention to the notes in the Land Section of these Register Units that Mr H T Squire claimed a right of grazing over these lands and suggested that such rights should have been registered in the Rights Section; I said that I had on these references no jurisdiction to deal with the suggestion. He said that the Parish Council could offer no evidence of ownership; in the absence of any evidence I am not satisfied that any person is the owner of the lands, and I shall accordingly direct the Devon County Council, as registration authority, to register Broadwoodwidge Parish Council as the owner of the lands 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 9th

day of December —

1977

A. A. B. F. L.

Commons Commissioner