



COMMONS REGISTRATION ACT 1965

Reference No. 212/U/155

In the Matter of South Green, Billericay, EssexDECISION

This reference relates to the question of the ownership of land known as South Green, Billericay, being the land comprised in the Land Section of Register Unit No. VG.20 in the Register of Town or Village Greens maintained by the Essex 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 Basildon District Council and Lord Petre each 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 Chelmsford on 20 February 1980. At the hearing, the Basildon District Council was represented by Mr J L Knight, Solicitor, and Lord Petre appeared in person.

The land in question was set out, allotted, and awarded to the Church Wardens and Overseers of the Poor of the Parish of Great Burstead in trust as a place for exercise and recreation for the inhabitants of the parish and neighbourhood by the Great Burstead Inclosure Award made under the Acts for the Inclosure, Exchange and Improvement of Land in 1867.

The land was transferred to the Great Burstead Parish Council by sections <sup>6</sup>(1) (c) (iii) and 67 of the Local Government Act 1894. It was then transferred to the Billericay Urban District Council by the Fourth Schedule to the Essex Review Order made on 1 March 1934. In 1955 the name of the Urban District Council was changed to Basildon Urban District Council. On 1 April 1974 the land was transferred to the Basildon District Council by the Local Authorities (Property, etc) Order 1973.

After hearing this evidence, Lord Petre withdrew his claim.

On this evidence I am satisfied that the Basildon District Council is the owner of the land, and I shall accordingly direct the Essex 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.

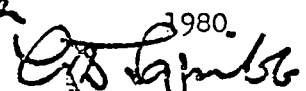
Dated this

11<sup>th</sup>

day of

March

1980.

  
Chief Commons Commissioner