



In the Matter of Meadow Bottoms,  
Broadley, Rochdale

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DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG 3 in the Register of Town or Village Greens maintained by the Greater Manchester County Council and is occasioned by Objection No. 1 made by the Borough of Rochdale and noted in the Register on 4 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Salford on 4 April 1979. The hearing was attended by Mr J Gleeson, Solicitor, of Rochdale Metropolitan District Council and by Mr M G M Brogden, Solicitor of the Registration Authority. There were no other attendances.

The ground of the Objection is in effect, that the land in question ("the Register Unit") falls within none of the three limbs of the definition of a village green in Section 22 of the Act of 1965. The Register Unit, or the greater part of it, was acquired by Rochdale Borough Council in 1971, it being part of a disused railway line. It appears highly improbable that the Register Unit had at any time been a village green within the statutory definition and there being no evidence in support of the registration, I refuse to confirm it. There is one qualification to this: a small area of the Register Unit lying to the east of the railway line in the northernmost section of the Register Unit, was, I understand, not acquired by the Borough Council and their Objection does not extend to this. I shall accordingly confirm the registration as to this small area, which I can identify in my direction as the part of the Register Unit which is outside the black verge line on the plan produced to me by Mr Gleeson. If it is considered more satisfactory to prepare a plan agreed between Rochdale Metropolitan District Council and the Registration Authority on which this area is specifically marked, and I am furnished with a copy of such a plan, my direction can be by reference to this plan.

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

31 May

1979

*L. J. Morris Smith*  
Commons Commissioner