



COMMONS REGISTRATION ACT 1965

Reference No.14/U/66

In the Matter of The Recreation Ground
Curdridge Winchester C.C.

DECISION

This reference relates to the question of the ownership of land known as The Recreation Ground Curdridge Winchester C.C. being the land comprised in the Land Section of Register Unit No.VG.181 in the Register of Town or Village Greens maintained by the Hampshire 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 Charity Commission 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 Winchester on 3rd March 1976.

Mr A Daunt the Chairman of the Curdridge Reading Room Management Committee appeared and produced an order dated 11th November 1958 in the Matter of the charity known as the Recreation Ground in the Parish of Curdridge whereby the land the subject of that charity was vested in the Official Trustee of Charity Lands. Mr Daunt produced a conveyance dated 1884 whereby part of that land was conveyed by Henry Jenkins to Trustees for the parish and correspondence which established that the conveyance dated 5th August 1885 whereby the remainder of the land in question had been conveyed to the said Trustees had been lost by the Ministry of Agriculture Fisheries and Food.

On this evidence I am satisfied that the Official Trustee of Charity Lands is the owner of the land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register the Official Trustee of Charity Lands 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 is 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 March 1976

C A Little

COMMONS COMMISSIONER