



In the Matter of Up Green, Eversley,
Hart District

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. VG.38 in the Register of 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 no person claimed to be the freehold owner of the land in question ("the Unit Land") or to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the unit land at Winchester on 29 January 1985. At the hearing, Eversley Parish Council was represented by Mr Todd. The Parish council sought to claim ownership, but no evidence was available to support the claim. No other claimant was present. In the absence of any evidence I am not satisfied that any person is the owner of the unit land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register Eversley Parish Council as the owner 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

27^x

day of

February

1985

L. J. Morris Smith

Commons Commissioner