



COMMONS REGISTRATION ACT 1965

Reference No. 219/U/52

In the Matter of The Green, Lympne,
Shepway D., Kent

DECISION

This reference relates to the question of the ownership of land known as The Green, Lympne, Shepway District (formerly Elam Rural District) being the land comprised in the Land Section of Register Unit No. VG.191 in the Register of Town or Village Greens maintained by the Kent 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 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 land at Dover on 27 November 1974. At the hearing Lympne Parish Council were represented by Mr H.H. Margarry their chairman.

Mr Margarry said (in effect):- This land is a triangular piece of open land near the County Members' Inn. On it, there is a village commemorative seat. The Parish Council cannot offer any evidence of ownership.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Kent County Council, as registration authority, to register Lympne Parish Council as the owner of the land 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 3rd

day of December

1974

a. a. Baden Fuller

Commons Commissioner