



In the Matter of The Village Green or Fish Pool,  
Breedon-on-the-Hill, Leicestershire.

## DECISION

This reference relates to the question of the ownership of land known as The Village Green or Fish Pool, Breedon-on-the-Hill, being the land comprised in the Land Section of Register Unit No. VG 53 in the Register of Town or Village Greens maintained by the Leicestershire 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 one 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 Leicester on 1 April 1981.

At the hearing the Breedon-on-the-Hill Parish Council was represented by Mr L R Walker, its Chairman.

The Parish Council has received a wayleave rent from the Post Office for a telegraph pole on the land in question since 1954. Before the Second World War the Parish Council used to receive rents from fair-ground operators for the use of the land. This is sufficient evidence of adverse possession to support a possessory title.

On this evidence I am satisfied that the Breedon-on-the-Hill Parish Council is the owner of the land, and I shall accordingly direct the Leicestershire County Council, as registration authority, to register the Parish Council as the owner of the land under section 3(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

15<sup>th</sup>

day of

April

1981

Chief Commons Commissioner