



In the Matter of The Green, Newton-on-Trent,
Lincolnshire

DECISION

This reference relates to the question of the ownership of land known as The Green, Newton-on-Trent, being the part of the land comprised in the Land Section of Register Unit No. VG 35(L) in the Register of Town or Village Greens maintained by the Lincolnshire 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 Newton-on-Trent Parish Council and Mr C R Lister claimed to be the freehold owners of parts 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 Lincoln on 7 July 1981.

At the hearing Mr C A Bear, solicitor, appeared on behalf of Mr Lister, and the Parish Council was represented by Mr Michael Grimes, its Chairman.

It appears from a statutory declaration made by Mr Dennis Battiscombe Bunn, the Treasurer of the Parish Council, made on 15 March 1976 that the Parish Council had been in receipt of the events and profits of the whole of the land in question for the preceding 44 years. By a conveyance made 9 July 1976 between (1) Newton on Trent Parish Council (2) Charles Richard Lister a part of the land was conveyed to Mr Lister.

On this evidence I am satisfied that Mr Lister is the owner of the land so conveyed and that the Parish Council is the owner of the remainder of the land, and I shall accordingly direct the Lincolnshire County Council, as registration authority to register Mr Lister and the Parish Council as the owners of their respective parts 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 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

25th

day of

July

1981

Chief Commons Commissioner