



COMMONS REGISTRATION ACT 1965

Reference. No. 225/U/238

In the Matter of Great Massingham
 Village Green, Norfolk

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. VG 172 in the Register of Town or Village Greens maintained by the Norfolk 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 claims to ownership of the land in question ("the Unit land") were made by Great Massingham Parish Council and by the Trustees of the Cholmondeley Norfolk Estate. 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 Kings Lynn on 5 December 1979.

At the hearing the Parish Council was represented by Mrs S Wright, a member of the Council until April 1979. There were no other appearances.

Giving evidence Mrs Wright stated that since 1962 the Parish Council has cleared and maintained the Unit land at considerable expense. Mr C Newton, the Chairman of the Council, gave evidence to the effect that for 45 years he has never known anyone else do anything in regard to the Unit land or object to the Parish Council's activities on it. In the year 1979 the Council spent some £200 on the upkeep of the Unit land.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register Great Massingham 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

24 January

1980

L. J. Morris Smith

Commons Commissioner