



In the Matter of Race Course Recreation Ground
and Land around Thompson's Grave, Mansfield,
Nottinghamshire

DECISION

This reference relates to the question of the ownership of land known as Race Course Recreation Ground and land around Thompson's Grave, Mansfield, being the land comprised in the Land Section of Register Unit No. VG.46 in the Register of Town or Village Greens maintained by the Nottinghamshire 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 Nottingham on 22 January 1985. At the hearing the Mansfield District Council was represented by Mr E F Ballentyne, its Legal Adviser.

The Race Course Recreation Ground was conveyed to the former Mansfield Corporation by a Conveyance made 27 July 1910 between (1) William John Arthur Charles James, Duke of Portland (2) The Mayor, Alderman and Burgesses of the Borough of Mansfield.

The land around Thompson's Grave was conveyed to the former Mansfield Corporation by a Conveyance made 12 May 1959 between (1) The Official Trustee of Charity Lands (2) Ten named Trustees of Brunt's Charity (3) The Mayor, Alderman and Burgesses of Mansfield.

Although the title of the reference is the description of the land stated in the notice of reference, the description of the land in Entry No.2 in the Land Section of the Register Unit includes also a "piece of land adjacent to the mineral railway". This land was conveyed to the former Mansfield Corporation by a Conveyance made 19 October 1932 between (1) The Welbeck Estates Company Ltd (2) W J A C J Duke of Portland (3) The Mayor, Alderman and Burgesses of the Borough of Mansfield.

All these parcels of land were transferred to the Mansfield District Council by the Local Authorities (England) (Property etc) Order 1973 (S.I.1973 No. 1861).



On this evidence I am satisfied that the Mansfield District Council is the owner of the land, and I shall accordingly direct the Nottinghamshire County Council, as registration authority, to register the District Council as the owner 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 **21st** day of **February** 1985

Chief Commons Commissioners