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In the Matter of The Green, Horspath,
Oxfordshire

DECISION

This reference relates to the question of the ownership of land known as The Green, Horspath, being the land comprised in the Land Section of Register Unit No. VG 84 in the Register of Town or Village Greens maintained by the former Oxfordshire 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 Oxford on 19 July 1978.

At the hearing the Horspath Parish Council was represented by Mr F A Peet, solicitor.

The land in question was set out, allotted and awarded by the Horspath Inclosure Award, dated 1 October 1858, to the Churchwardens and Overseers of the Poor of the Parish of Horspath to be held by them and their successors in trust as a place for exercise and recreation for the inhabitants of the parish and neighbourhood.

The land became vested in the Parish Council by virtue of sections 6(1)(c)(iii) and 67 of the Local Government Act 1894.

On this evidence I am satisfied that the Horspath Parish Council is the owner of the land, and I shall accordingly direct the Oxfordshire County Council, as registration authority, to register the Parish 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 3rd day of

August

1978.


CHIEF COMMONS COMMISSIONER