



In the Matter of Maypole Green, Welford
on Avon, Warwickshire

DECISION

This reference relates to the question of the ownership of land known as Maypole Green, Welford on Avon, being the land comprised in the Land Section of Register Unit No. VG.48 in the Register of Town or Village Greens maintained by the Warwickshire 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 Stratford on Avon on 20 May 1982. At the hearing the Welford on Avon Parish Council was represented by Mr G.R. Webb, its Chairman.

There is on the land in question a maypole on which there is a metal plaque recording that it was presented to the village of Welford on Avon by an anonymous donor and Mr Webb said that it is stated in the records of the Parish Council that the maypole was erected by the Parish Council, but he had not brought the relevant records with him. Mr Webb has only known the land for eleven years. During that time the Parish Council has repaired the maypole and about four years ago it placed a seat round a Chestnut tree on the land.

Since the maypole was there before Mr Webb knew the land, it seems to be just possible to say that on the balance of probabilities I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Warwickshire 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

27th

day of

May

1982

Chief Commons Commissioner