

COMMONS REGISTRATION ACT 1965



Reference No. 239/D/18

In the Matter of The Green, Sawbridge,
Wolfhampcote, Warwickshire (No. 2)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG 119 in the Register of Town or Village Greens maintained by the Warwickshire County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. CL 47 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Rugby on 10 November 1982. The hearing was attended by Mr F B Champion. Mr Champion produced a copy of an objection, dated 23 July 1972, which he had made to the registration, but no note of which appears on the Register.

There was no appearance on behalf of the Wolfhampcote Parish Council, the applicant for the registration, but Solicitors acting for the Parish Council informed the Clerk of the Commons Commissioners by letter dated 2 November 1982 that it was not proposed to support the conflicting registration.

Mr Champion's objection related to the southern part of the land comprised in the Register Unit, which forms part of his farm. Mr Champion has used the land for agricultural purposes for many years and in 1980 and 1981 he planted trees on it without any complaint that he was thereby interfering with any rights of the inhabitants of the locality.

Mr Champion informed me that he believed that the remainder of the land comprised in the Register Unit was the property of the Parish Council.

Although there is no evidence that any of the land falls within the definition of "town or village green" in Section 22(1) of the Commons Registration Act 1965, there being no objection to the registration in so far as it relates to the northern part of the land, I confirm the registration with the following modification, namely, the exclusion of Mr Champion's property.

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

18th

day of

November

1982

Chief Commons Commissioner

WARWICKSHIRE

RUGBY CO. CONST

17

Willoughby

Manor House
Nicholas Church
Gravel Pit
West

6119

67

66

LAT 52° 17'

265000

10 Metres
LONG 1° 16' W

3000

1500

Feet 3000

Yards 1000

500

0

G.D.S. 1

Sawbridge

Elms & Weir

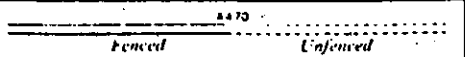
Lodge

Willoughby House

WOLFHAMPCOTE PH

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