



COMMONS REGISTRATION ACT 1965

Reference No. 239/U/44

In the Matter of The Village Green, Willington,
Barcheston, Warwickshire

DECISION

This reference relates to the question of the ownership of land known as The Village Green in the hamlet of Willington, Barcheston, being the land comprised in the Land Section of Register Unit No. VG 97 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 Group Capt. B J Scandrett claimed to be the freehold owner of part of the land in question and 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 Stratford-on-Avon on 3 February 1982.

At the hearing Group-Capt. Scandrett appeared in person. Group-Capt. Scandrett owns a property adjoining the land the subject of the reference, and the entrance to his barn is across the land in question. There is, however, no evidence to show that he owns the land over which he passes to get to his barn, and the existence and use of the entrance is equally consistent with his being entitled to a right of way over the land.

In the absence of any further evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Warwickshire County Council, as registration authority, to register the Stratford-on-Avon District Council as the owner of the land under section 8(3) 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

11th

day of

February

1982

Chief Commons Commissioner