

COMMONS REGISTRATION ACT 1965



Reference No. 239/U/108

In the Matter of Two Pieces of Land situate
at the junction of Nuneaton Road, Mancetter
Road, and Mill Lane, Mancetter, Warwickshire

DECISION

This reference relates to the question of the ownership of two pieces of land situate at the junction of Nuneaton Road, Mancetter Road, and Mill Lane, Mancetter, being the land comprised in the Land Section of Register Unit No. VG 134 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 Mancetter Parish Council claimed to be the freehold owner 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 Nuneaton on 13 October 1983.

At the hearing the Mancetter Parish Council was represented by Mrs J R Dawson, its Clerk.

Although described as two pieces of land, the land the subject of the reference is really one area across which a road has been constructed, the whole being known for many years as "The Village Green".

It appears from the minutes of the Parish Council that the Council had taken possession of the Green by re-seeding it late in 1952 or early in 1953. The Council placed seats on the land and planted trees to commemorate the Coronation in 1953. The seats and the trees have remained without any adverse claim to the land.

On this evidence 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

2nd

day of

November

1983

Chief Commons Commissioner