



In the Matter of the piece of land known as 'The Green' at the junction of Church Street and Horsley Road in the Village of Horsley in the County of Derby.

DECISION

This reference relates to the question of the ownership of land known as 'The Green' at this junction of Church Street and Horsley Road in the Village of Horsley being the land comprised in the Land Section of Register Unit No. VG 35 in the Register of Village Greens maintained by the Derbyshire 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 Horsley 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 Derby on the 12 June 1980.

Mrs B A Wright, Clerk to the Horsley Parish Council appeared on behalf of the Council and produced a Conveyance made the 17 June 1937 between James Frederick Wallers of the one part and the Horsley Parish Council of the other part whereby the piece of land which is the subject of the reference was conveyed to the Council in fee simple in consideration of the sum of £20.

On this evidence I am satisfied that Horsley Parish Council is the owner of the land, and I shall accordingly direct the Derbyshire County Council, as registration authority, to register Horsley 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

14th

day of

July

1980

George Barker

Commons Commissioner