



COMMONS REGISTRATION ACT 1965

Reference No. 233/D/6
233/2/7

In the Matter of The Green,
Grindon, Staffordshire Moorlands
District, Staffordshire

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL.99 in the Register of Common Land maintained by the Staffordshire County Council and to the registration at Entry No. 1 in the Land Section of Register Unit No. VG.29 in the Register of Town or Village Greens maintained by the said Council and are occasioned by these Entries being in conflict.

I held a hearing for the purpose of inquiring into the disputes at Stafford on 12 February 1976. At the first part of the hearing Grindon Parish Council were represented by Mr J.F. Salt their clerk, and I then adjourned the proceedings; at the second part of the hearing there was no attendance, but Mr Salt left the below mentioned letter dated 8 February 1976 from the Parish Council to myself.

The registration in the Common Land Register was made on the application of the Parish Council. The registration in the Town or Village Green Register was made on the application of The Leek Field Club. All the land ("the VG Land") comprised in the Town or Village Green registration is included in the land ("the CL Land") comprised in the Common Land registration, but not conversely. The CL Land also includes a comparatively small triangular piece ("the Triangular Piece") east of the VG Land.

By their said letter the Parish Council withdraw their registration of the Green, Grindon, as common land on the assumption "that the land in question will remain registered as a village green". If the registration of the CL Land is wholly withdrawn, the Triangular Piece, because it has never been registered as a town or village green, will not "remain registered" as a village green but will cease to be registered at all. Because the Triangular Piece is not "in question", I read the letter as a withdrawal from the Common Land Registration of so much only of the CL Land as is the same as the VG Land.

As a general rule, any registration of land as a town or village green or as common land is an advantage to the public; I consider therefore that I should, notwithstanding that I have no evidence about the land, confirm both these registrations, as regards the VG.29 registration without any modification and as regards the CL.99 registration with the modification that there be removed from the Register so much of the land as is comprised in Register Unit No. VG.29.



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 16th day of February 1976

a. a. Baden Fuller

Commons Commissioner