COMMONS REGISTRATION ACT 1965 Reference No. 239/D/19 18

In the Matter of St Nicholas Park, Warwick, Warwickshire

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG 72 in the Register of Town or Village Greens maintained by the Warwickshire County Council and is occasioned by Objection No. 57 made by the former Warwick Council, and noted in the Register on 15 December 1971.

I held a hearing for the purpose of inquiring into the dispute at Leamington Spa on 7 December 1982. The hearing was attended by Mr H A Hosking, the President of the Warwick Society, the applicant for the registration, Miss J Doran, the Deputy Secretary of the Warwick District Council, and Mr M A Gaffrey, the Town Clerk of Warwick.

Mr Hosking informed me that the Society no longer wished to support the registration, since the land is sufficently protected under the provisions of the Warwick Corporation Act 1928 (18 & 19 Geo. V, c. xxxv).

In these circumstances I refuse to confirm the registration.

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 15th day of December 1982

Chief Commons Commissioner