



COMMONS REGISTRATION ACT 1965

Reference No. 14/U/4

In the Matter of Turgis Green Recreation
Ground, Stratfield Turgis, Hampshire.

DECISION

This reference relates to the question of the ownership of land known as Turgis Green Recreation Ground, Stratfield Turgis, being the land comprised in the Land Section of Register Unit No.V.G.13 in the Register of Town or Village Greens maintained by the Hampshire 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 the Trustees of the Parliamentary Estate of the Duke of Wellington 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 Winchester on 31st May 1972.

At the hearing Mr. Christopher Scott, on behalf of the Trustees of the Parliamentary Estate of the Duke of Wellington, informed me that the Trustees were not concerned to claim ownership, but to ensure that the land in question would be in responsible public ownership. It seems probable that the land was allotted to the churchwardens and overseers of the poor of the parish of Stratfield Turgis by the enclosure award made in 1866 under the Stratfield Turgis Enclosure Act of 1853 (16 & 17 Vict. c.120), but the Deputy County Archivist, who certified a copy of the relevant part of the award, was not certain that it related to the land in question and there was no other evidence as to the identity of the allotted land. In view of this uncertainty, I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Hampshire County Council, as registration authority, to register the Basingstoke Rural District Council as the owner of the land under section 8(3), (5)(b) 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 26th day of June 1972

Chief Commons Commissioner