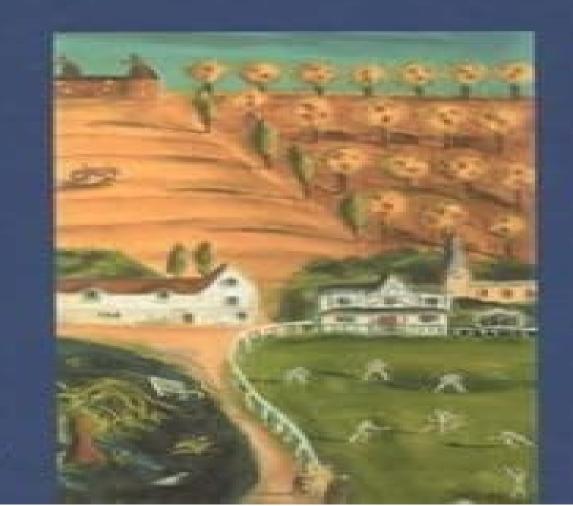
Law of Commons and of Town and Village Greens

Navjit Ubhi and Barry Denyer-Green





Law Of Commons And Of Town And Village Greens

Alison Clarke

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and village greens which are an important feature of the rural and increasingly the urban English landscape Greens are an ancient form of commons but they are increasingly recognised as having contemporary significance particularly because of their potential to act as a reservoir for natural resources and their enjoyment. They are in other words emerging out of a feudal box We focus on the fact that town and village greens are recognised in law by their association with a group of people defined by their physical proximity to the land which is to be registered Although this does not in itself constitute a community the law requires for the registration of land as a town or village green a certain degree of organisation and self selection and this has in the past fostered both a sense of subjective belief in belonging as well as exclusion the rights of local people being potentially diluted by the use of the land by those from outside the locality As well as helping to produce and recognise community and community identity then commons may simultaneously produce the conditions for disassociation and exclusion In this context we consider how law defines and upholds notions of locality and also the ways in which an increasingly powerful environmental discourse might be seen to challenge the primacy given to locality as a way of defining and creating greens and more generally the practical effects of this on how decisions are made about preserving these spaces as common We consider the scope of the public trust doctrine as providing an example of how law is capable of accommodating ideas of shared nature and natural resources in this case providing a form of public ownership over natural resources Whilst our analysis is rooted firmly in the law relating to town and village greens in England and Wales this body of law displays certain important features more broadly applicable to a range of other types of common land and raises more general issues about how law supports certain interests in land often to the exclusion of others The Law Relating to Public Health and Local Government Alexander Glen, 1906 Modern Studies in Property Law - Volume 8 Warren Barr, 2015-08-27 This book contains a collection of peer reviewed papers presented at the Tenth Biennial Modern Studies in Property Law Conference held at the University of Liverpool in April 2014 It is the eighth volume to be published under the name of the Conference The Conference and its published proceedings have become an established forum for property lawyers from around the world to showcase current research in the discipline This collection reflects the diversity and contemporary relevance of modern research in property law Incorporating a keynote address by Sir John Mummery retired Lord Justice of Appeal on Property in the Information Age a number of chapters consider the contribution of property law to issues central to the human condition the home health and death Other papers illustrate an enduring need to question and explore fundamental concepts of the subject as well as to consider the challenges of reforming the law Collectively the chapters demonstrate the vibrancy and importance of property law in dealing with modern concerns across the common law world The Laws of England, 1909 Commons and Common Fields, Or, The History and Policy of the Laws Relating to Commons and Enclosures in England Sir Thomas Edward Scrutton, 1887 Being the Yorke prize essay of the University of Commons Act 2006 Great Britain, 2006-07-27 There are approximately 572 000 hectares Cambridge for the year 1886 T p

of common land in England and Wales most of which is privately owned Much of it is used for agriculture but the land is also valued for its landscape and wildlife with half of the commons being designated Sites of Special Scientific Interest The Government issued a consultation paper about legislation relating to common land and village greens in 2000 which was followed by a Common Land Policy Statement in 2002 the establishment of a stakeholder working group and further consultation in 2003 This Act which extends to England and Wales only contains five parts and includes provisions for commons registration authorities to keep registers of commons and village greens the establishment of commons councils with the power to protect and promote sustainable agriculture on common land and the provision of powers to protect The Laws of England Hardinge Stanley Giffard Earl of Halsbury, 1908 common land and village greens Public Health and Local Government William Cunningham Glen,1923 The Acts for Facilitating the Inclosure of **Commons in England and Wales** George Wingrove Cooke, 1864 Commons Registration [H.L.]. A Bill [as Amended by Standing Committee A] Intituled an Act to Provide for the Registration of Common Land and of Town Or Village Greens; to Amend the Law as to Prescriptive Claims to Rights of Common; and for Purposes Connected Therewith Great Britain. Parliament. House of Commons, 1965 English Urban Commons Christopher Rodgers, Rachel Hammersley, Alessandro Zambelli, Emma Cheatle, John Wedgwood Clarke, Sarah Collins, Olivia Dee, Siobhan O'Neill, 2023-11-28 This book presents a novel examination of urban commons which provides a robust base for education initiatives and future public policy guidance on the protection and use of urban commons as invaluable urban green spaces that offer a diverse cultural and ecological resource for future communities. This book is central argument is that only through a deep understanding of the past and a rigorous engagement with present users can we devise new futures or imaginaries of culture well being and diversity for the urban commons It argues that understanding the genesis of and interactions between the different pressures on urban green space has important policy implications for the delivery of nature conservation recreational access and other land use priorities The stakeholders in today s urban commons whether land users policy makers or the public are the inheritors of a complex cultural legacy and must negotiate diverse and sometimes conflicting objectives in their pursuit of a potentially unifying goal a secure future for our urban commons This book offers a unique and strongly interdisciplinary study of urban commons one that brings together original historical investigation contemporary legal scholarship extensive oral history research with user groups and research examining the imagined futures for the urban common in modern society It explores the complex social and political history of the urban common as well as its legal and cultural status today using four diverse case studies from within England as exemplars of the distinctively urban common These are Town Moor in Newcastle Mousehold Heath in Norwich Clifton and Durdham Downs in Bristol and Valley Gardens in Brighton This book concludes by looking forward and considering new tools and methods of negotiation inclusivity and creativity to inform the future of these case studies and of urban commons more widely This book will be of great interest to students and scholars of the commons

green spaces urban planning environmental and urban geography environmental studies and natural resource management The Open Access version of this book available at www taylorfrancis com has been made available under a Creative Commons Attribution Non Commercial No Derivatives CC BY NC ND 4 0 license *Principles of Property Law Alison* Clarke, 2020-06-11 Principles of Property Law offers a critical and contextual analysis of fundamental property law providing students with the tools to enable them to make sense of English land law rules in the context of real world applications This new book adopts a contextual approach placing the core elements of a qualifying law degree property and land law course in the context of general principles and practices as they have developed in the UK and other jurisdictions in response to a changing societal relationship with a variety of factors Also drawing on concepts of property developed by political theorists economists and environmentalists Principles of Property Law gives students a clear understanding of how property law works why it matters and how the theory connects with the real world Suitable for undergraduates studying property and land law in England Wales and Northern Ireland as well as postgraduate students seeking an accessible analysis **Civil Liability** for Animals Peter North, 2012-01-12 Addresses civil liability for harm done by animals including dangerous and non dangerous species straying livestock animals on the highway and special provisions relating to dogs The book analyses the operation of the 1971 Animals Act along with the significant body of relevant case law

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