

Chris Bramham/CED/LCC
17/03/2009 10:59 To
Jade Corcoran/DVD/LCC@Leeds_City_Council
cc
Chris Dickinson/NHD/LCC@Leeds_City_Council, James
Monaghan/MEM/LCC@Leeds_City_Council, Steve
Crocker/NHD/LCC@Leeds_City_Council
bcc

Subject: Village Green Status - Butcher Hill

Jade,

As indicated previously if the intention is to create play areas and similar facilities it would seem to me more appropriate to make use of the powers relating to the provision of POS.

To undertake any development on land that is registered as a Town or Village Green that would have the effect of precluding certain members of the public from exercising their general rights to use the Town or Village Green may be considered as a disturbance or interference with the better enjoyment by the public of the area so designated and could therefore be deemed to be a public nuisance.

An essential consideration in relation to any development on a Town or Village green must therefore be the overall effect it would have in relation to the general activities undertaken by members of the public. The general public and in particular the local inhabitants would in such circumstances be granted the general right to use the land for lawful sports and pastimes of whatever description they choose and not solely for purposes that someone else determines on their behalf. The public must in my opinion be therefore able to undertake general activities associated with the use of a Town or Village Green although some of the land may be set aside for certain sporting activities it should not be of such an extent to preclude the use of the land by the general public.

This would not be a park or public open space with byelaws precluding certain activities or where the land owner had overall responsibility for determining whether the area should be closed for a particular event, this would be an area of land where the public could choose what they wanted to do and if they determined to hold a communal bonfire for example or organised other activities or events the land owner could not preclude them from so doing and they would not require the land owners consent.

Chris Bramham.
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Jade Corcoran/DVD/LCC
12/03/2009 10:33
To

Chris Bramham/CED/LCC@Leeds_City_Council
cc
Steve Crocker/NHD/LCC@Leeds_City_Council, Chris
Dickinson/NHD/LCC@Leeds_City_Council, James
Monaghan/MEM/LCC@Leeds_City_Council
Subject: Village Green Status - Butcher Hill

Further to our recent conversations regarding the above, could you please provide Area Management with advice relating to whether or not Village Green Status would prevent development? When considering the term development, please incorporate the installation of play equipment, other structures that would aid in facilitating the current use of Butcher Hill, and significant alterations with the aim of maintaining the site.
Thank you for your time.

Kind Regards

Jade Corcoran
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North West Area Management Team
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