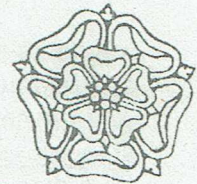


Aldbrough St John Parish Council



Chairman: Councillor Ian T Wardle

20 January 1999

Mr Brian Jones
Secretary
Aldbrough St John Cricket Club
South View
Eppleby
RICHMOND
DL11 7AP
N Yorkshire

Parish Clerk:

Mrs G Rowley
School House
Aldbrough St John
RICHMOND
N Yorks DL11 7SU

Tel & fax 01325 374229

Dear Mr Jones

Thank you for your letter of 2 December 1999 regarding some indication of security of tenure for the Cricket Club and the Club's request for permission to lay an artificial practice strip on that part of the outfield near the pavilion. This has recently been discussed amongst parish councillors and our position is as follows:-

As to security of tenure, Mr J Holywell should be able to establish (if needed) the origins of the Club for I understand the Club's minute books are in his possession.

A The use of part of Low Green as a cricket pitch by the Aldbrough St John Cricket Club is long established. Though we can find nothing in writing, it is our understanding (after consulting with various former councillors and clerks) that provided the following conditions are met - as described in sections **A** and **B** - and provided no unforeseen circumstances occur, the above named Cricket Club shall continue to have the use of that part of the village green.

Conditions:

- 1 **The annual rent should be paid in April for the forthcoming season with rent to be reviewed annually.**
- 2 During all games and practices **the Club is covered by third party insurance** - not solely by individual member's personal insurance.
- 3 That if conditions 1 and 2 are violated, permission to use the village green pitch **will be withdrawn and any subsequent fixtures cancelled.**
- 4 That Aldbrough St John Cricket Club should be financially responsible for the cutting and upkeep of the pitch and outfield areas **throughout** the year.

B The ground used by the Cricket Club is part of the Registered Village Green. The fundamental and essential law relating to village greens is that they are "for the exercise and recreation of the **inhabitants**" and "land on which the inhabitants have a customary right to indulge in lawful sports and pastimes". It is therefore a necessary requirement that as many members as possible of the Club be inhabitants of Aldbrough St John Parish. Should it ever come about that none of the Club

members are Aldbrough inhabitants the Parish Council would have no choice other than to see reinstatement of the land. This is why the pavilion should remain a removable structure and the fencing also. Obviously, in such dire and undesirable circumstances, the practice strip wicket with its concrete base would also have to be removed at the Club's expense. Providing the Cricket Club find this condition acceptable the Parish Council has no objection to such a practice strip being installed.

Yours sincerely

I. T. Wardle

Ben
I T Wardle
Chairman

ALDBROUGH St. JOHN CRICKET CLUB

Secretary Brian Jones, South View, Eppleby, Richmond, North Yorkshire, DL11 7AP
Telephone Home (01325) 718623, Work (01325) 300555

Mrs. Rowley
Aldbrough Parish Council Secretary
Old School House
Aldbrough St. John
Richmond
North Yorkshire

20 February 1999

Dear Mrs. Rowley,

Thank you for your letter of January 20 concerning the security of tenure on the green of Aldbrough St. John Cricket Club.

I understand from the letter that Aldbrough St. John Parish Council grants security of tenure to the Cricket Club in perpetuity providing the conditions detailed in the letter are met. The conditions are -

1. An annual rent is paid in April.
2. The Club maintains third party liability insurance.
3. The Club is responsible for the cutting and upkeep of the pitch and outfield throughout the year.
4. At least one inhabitant of the parish remains a Club member.

I can confirm that these conditions are acceptable to the Club.

Thank you for your assistance in this matter.

Yours faithfully



B.R. Jones (Secretary)

