

*Status: Point in time view as at 10/04/2017.*

*Changes to legislation: There are currently no known outstanding effects for the Commons Act 2006, Cross Heading: Town or village green wrongly registered as common land. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 2

#### NON-REGISTRATION OR MISTAKEN REGISTRATION UNDER THE 1965 ACT

##### Modifications etc. (not altering text)

- C1** Sch. 2 excluded (9.6.2009) by [Nottingham Express Transit System Order 2009 \(S.I. 2009/1300\)](#), arts. 1, **5(11)** (with [Sch. 13 para. 14\(2\)](#), [Sch. 14 para. 19](#))
- C1** Sch. 2 excluded (9.6.2009) by [Nottingham Express Transit System Order 2009 \(S.I. 2009/1300\)](#), arts. 1, **35(6)** (with [Sch. 13 para. 14\(2\)](#), [Sch. 14 para. 19](#))
- C1** Sch. 2 excluded (9.6.2009) by [Nottingham Express Transit System Order 2009 \(S.I. 2009/1300\)](#), arts. 1, **46(5)** (with [Sch. 13 para. 14\(2\)](#), [Sch. 14 para. 19](#), [Sch. 16](#))

##### *Town or village green wrongly registered as common land*

- 5 (1) If a commons registration authority is satisfied that any land registered as common land is land to which this paragraph applies, the authority shall, subject to this paragraph, remove the land from its register of common land and register it in its register of town or village greens.
- (2) This paragraph applies to land where—
- (a) the land was provisionally registered as common land under section 4 of the 1965 Act;
  - (b) the provisional registration became final; but
  - (c) immediately before its provisional registration, the land was a town or village green within the meaning of that Act as originally enacted.
- (3) A commons registration authority may only remove and register land under subparagraph (1) acting on—
- (a) the application of any person made before such date as regulations may specify; or
  - (b) a proposal made and published by the authority before such date as regulations may specify.

##### Commencement Information

- I1** Sch. 2 para. 5 partly in force; Sch. 2 para. 5 not in force at Royal Assent see s. 56(1); Sch. 2 para. 5(3) in force for certain purposes for W. at 12.8.2007 by [S.I. 2007/2386](#), **art. 2**
- I2** Sch. 2 para. 5 in force at 1.10.2008 for specified purposes for E. by [S.I. 2008/1960](#), **art. 2(1)(f)**, **Sch.** (with **art. 3**)
- I3** Sch. 2 para. 5 in force at 15.12.2014 for specified purposes for E. by [S.I. 2014/3026](#), **art. 3(1)(e)** (with **art. 5**)
- I4** Sch. 2 para. 5(1)(2) in force at 10.4.2017 for W. by [S.I. 2017/564](#), **art. 2(b)**
- I5** Sch. 2 para. 5(3) in force at 10.4.2017 for W. in so far as not already in force by [S.I. 2017/564](#), **art. 3(c)**

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