



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/186

In the Matter of Blaylock Riggs Common,  
Stanwix Rural, Cumbria

---

DECISION

This reference relates to the question of the ownership of land known as Blaylock Riggs Common, Stanwix Rural, being the land comprised in the Land Section of Register Unit No. CL 55 in the Register of Common Land maintained by the Cumbria 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 no person claimed to be the freehold owner of the land in question and no one 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 Carlisle on 6 February 1980.

At the hearing the Stanwix Rural Parish Council was represented by the Rev. A W Binns its Chairman, and Mr J Lett appeared in person.

Mr Lett has had sheep, cattle, and ponies on the land in question since October 1954. During this period the land has been in constant use by Mr Lett. No other person has used it. Mr Lett has fenced the land, drained it, and sown grass seed on it. He has never paid rent nor has he been asked to pay it.

Mr Binns said that he understood that the land had been let to a farmer, whose name he did not know, and that the rent had been paid to the former Border Rural District Council and later to the Carlisle City Council on behalf of the Parish Council. No money in respect of such rent has ever been passed on to the Parish Council.

On this evidence I am satisfied that the Parish Council has no proprietary interest in this land and that Mr Lett has acquired a possessory title to it.

I shall accordingly direct the Cumbria County Council, as registration authority, to register Mr Lett as the owner of the land under section 8(2) 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

22nd

day of

February

1980

Chief Commons Commissioner