

COMMONS REGISTRATION ACT 1965



Reference No. 262/U/432

In the Matter of Bridekirk Pinfold, Allerdale DDECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL. 446 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 Bridekirk Parish Council claimed to be the freehold owner of the land in question and no other person 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 Keswick on 24 March 1982. At the hearing the Parish Council were represented by its Vice Chairman, Mrs J M Moore. The land has been let to a tenant by the Parish Council since 1965. The Agreement of 1965 was for a ten year period at a nominal rent, the tenant undertaking to maintain the land. The Agreement was renewed in 1975 for further five years.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register it 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

*6 May*

1982

*L. J. Morris Smith*

Commons Commissioner