



In the Matter of Crosby Ravensworth Fell, Crosby
Ravensworth, Cumbria

DECISION

This reference relates to the question of the ownership of land known as Crosby Ravensworth Fell, Crosby. Ravensworth being the part of the land comprised in the Land Section of Register Unit No. CL.10 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, but Mr J. T. Ralph and Messrs. Gibbings and Thornborrow 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 Penwith on 26 March 1984. At the hearing I somewhat reluctantly heard Mr J M Davidson, Chartered Surveyor, who said that he had been asked to attend the hearing by a Solicitor acting for the executors of Sir Robert Dent. It turned out that Mr Davidson has been hopelessly inadequately instructed, and I informed him that I could not give further consideration to the matter unless the Solicitor provided me with certified copies of the documents relied upon to prove his clients' title.

Since the hearing the Clerk of the Commons Commissioners has received no communication regarding this matter. In these circumstances the only course open to me is to say that in the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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

2nd

day of

November

1984

Chief Commons Commissioner