



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/184

In the Matter of land in Brunstock Village,  
Stanwix Rural, Cumbria

---

DECISION

This reference relates to the question of the ownership of land in Brunstock Village, Stanwix Rural, being the land comprised in the Land Section of Register Unit No. CL 53 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.

The land in question has been fenced with iron fencing throughout the period of living memory. For more than 20 years the land has been let by the Parish Council to a farmer at a rent of 50p a year. Nominal though this rent may be, the receipt of it by the Parish Council is sufficient to sustain a possessory title to the land.

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 the Stanwix Rural Parish Council 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

21<sup>st</sup>

day of

February

1980

Chief Commons Commissioner