



COMMONS REGISTRATION ACT 1965

Reference No. 262/U/414

In the Matter of Land known as The Parish Planting,  
Wiggonby, Aikton, Allerdale D

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DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL 303 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 Aikton 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 21 May 1981.

At the hearing the Parish Council was represented by its Chairman, Mr W Howe. Mr Howe said that there were no deeds or records relating to the Parish Council's claim to ownership, but that "No tipping" notices had been put up by the Council. He also believed that a way leave over the land was granted in the 1930s to N.W. Electricity Board, but no evidence was available to establish this.

On this 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

20 October

1981

Commons Commissioner