

COMMONS REGISTRATION ACT
1965



Reference No. 211/U/87

In the Matter of Morley Quarry, Evenwood
and Barony, Co. Durham

DECISION

This reference relates to the question of the ownership of land known as Morley Quarry, Evenwood and Barony, being the land comprised in the Land Section of Register Unit No. CL.5 in the Register of Common Land maintained by the Durham 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 Evenwood and Barony 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 Durham on 6 March 1985. At the hearing the Parish Council was represented by Mr J L Armstrong, its Chairman, and Mr R L Brown, one of the applicants for a registration in the Rights Section of the Register Unit, appeared in person.

Mr Brown said that he believed that the land in question had at one time been a public quarry, but neither Mr Armstrong nor Mr Brown had any evidence as to its present ownership.

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

15th

day of

March

1985

G. B. Quill

Chief Commons Commissioners.