



COMMONS REGISTRATION ACT 1965

Reference No. 211/D/121

In the Matter of Pelaw Wood, City  
of Durham, Co. Durham

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DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 113 in the Register of Common Land maintained by the Durham County Council and is occasioned by Objection No. 27 made by the former City of Durham Council and noted in the Register on 26 November 1970.

I held a hearing for the purpose of inquiring into the dispute at Durham on 2 July 1980. The hearing was attended by Mr P Clayden, Solicitor, on behalf of Miss M Johnson, the applicant for the registration, and by Mr P A Broome, Solicitor, on behalf of the Durham City Council, the successor authority of the Objector.

Mr Clayden informed me that the land the subject of the reference was given as a public park by the Marquess of Londonderry in 1918. There is no entry in the Rights Section of the Register Unit, and there is no evidence that the land is waste land of a manor.

In these circumstances I refuse to confirm the registration.

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

21st

day of

July

1980

Chief Commons Commissioner