



COMMONS REGISTRATION ACT 1965

Reference No. 211/U/37

In the Matter of Whitehall Moss,
Muggleswick, Co. Durham

DECISION

This reference relates to the question of the ownership of land known as Whitehall Moss, Muggleswick, being the land comprised in the Land Section of Register Unit No. CL.37 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 the Trustees of the Lambton Estate 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 3 July 1980. At the hearing the Trustees of the Lambton Estate were represented by Mr C J Thompson, Solicitor, and Mr Christopher Lewsley, of Counsel, appeared to watch the interests of the Church Commissioners for England as owners of the minerals under the land in question, which was conveyed to the Trustees by a conveyance made 4 March 1966 between (1) The Church Commissioners for England (2) Arthur James Robert Collins, David Alexander Gray, and the Hon. Richard Oliver Stanley.

On this evidence I am satisfied that the Trustees are the owners of the land, and I shall accordingly direct the Durham County Council, as registration authority, to register them as the owners 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

21st

day of

July

1980

Chief Commons Commissioner