



In the Matter of Land at east end of Everthorpe,  
North Cave, Humberside

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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 40 in the Register of Common Land maintained by the Humberside 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 North Cave 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 Brigg on 24 October 1979.

At the hearing Mr K Sharpe, a member of the Parish Council appeared on its behalf. He produced three letters: (1) from Mrs Grace Falkner, who is in her 90th year and stated that she was a member of the Council for many years and that it was the Council's business to maintain the land: (2) from Mr George Greenwood who is 68 and has lived his life in North Cave and stated that the Parish Council has paid for the maintenance of the land and planted trees on it: (3) from Miss E Luke, the Parish Clerk, who states that on examination of the Council records it appears that the Council has maintained the site and has planted trees and bulbs and kept it in good order.

On this evidence I am satisfied that North Cave Parish Council is the owner of the land, and I shall accordingly direct the Humberside County Council, as registration authority, to register the 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

*31 October*

1979

*L. J. Brown Smith*

Commons Commissioner