



In the Matter of The Old Sand Pit,
Pollington, Humberside.

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 415 in the Register of Common Land maintained by the former West Riding of Yorkshire County Council and is occasioned by Objection No. 439 made by Mr J W Earless and noted in the Register on 21 April 1971.

I held a hearing for the purpose of inquiring into the dispute at Hull on 23 March 1977. The hearing was attended by Mr N E Chubb, solicitor, on behalf of the Humberside County Council.

Before the hearing the Balne Parish Council, the applicant for the registration, sent to the Clerk of the Commons Commissioners a request that I should refuse to confirm the registration. This request was also signed by the Clerk of the Boothferry District Council, the Clerk of the Pollington Parish Council, and the Objector, but not having been signed on behalf of the Humberside County Council, I could not act on it as a consent to a decision without a hearing. However, Mr Chubb informed me that the County Council agreed to the request.

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 26th day of April 1977

Chief Commons Commissioner