



In the Matter of The Pinfold, Owston Ferry,
Humberside

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 124 in the Register of Common and 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 Owston Ferry 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 C L Stevenson, Solicitor, appeared on behalf of the Parish Council. Mr James E Major who has been a Parish Councillor for some 32 years and is now its Vice-Chairman, gave evidence. The land is a walled area and was originally used for stray cattle and horses. There is a toolshed on it for which rent was paid to the Parish Council by Gainsborough Rural District Council from at least 1929 to 1933 but there is no evidence of rent being paid since the 1930's. The toolshed is no longer in use, but the Parish Council paid for the mowing of the grass until 1975 since when it has been mowed by an adjoining owner.

On this evidence I am satisfied that Owston Ferry 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. Morris Smith
Commons Commissioner