



In the Matter of Westwood and Hurn, Beverley and
Molescroft, Humberside (No. 3)

DECISION

This dispute relates to the registrations at Entry Nos. 1 to 3 in the Rights section of Register Unit No. CL 28 in the Register of Common Land maintained by the Humberside County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land section of Register Unit No. VG 54 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Hull on 23 and 24 March 1977 and at Watergate House, W02, on 17 May 1977. The hearing was attended by Mr Charles Cross, of counsel, on behalf of the Beverley Borough Council, the successor authority of the former Mayor, Aldermen and Burgesses of the Borough of Beverley, the applicants for the registration at Entry No. 1, and Mr Patrick Ground, of counsel, on behalf of The Pasture Masters, The Freemen and Widows of Freemen of the Borough of Beverley, the applicants for the registration at Entry No. 3 and the conflicting registration. There was no appearance on behalf of Maltas Farms Ltd the applicants for the registration at Entry No. 2 but their solicitor indicated by a letter dated 22 March 1977 that they were not thereby abandoning their rights.

Mr Ground informed me that his clients did not wish further to support the conflicting registration.

In these circumstances I confirm the registrations.

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 20th day of July 1977


Chief Commons Commissioner