



COMMONS REGISTRATION ACT 1965

Reference No 20/U/85

In the Matter of Green Haworth
Moss, Hyndburn Borough, Lancashire

DECISION

This reference relates to the question of the ownership of land known as Green Haworth Moss, (about 3.075 hectares between Pedlam to the north and Gaulkthorn to the west), Hyndburn Borough being the land comprised in the Land Section of Register Unit No CL. 121 in the Register of Common Land maintained by the Lancashire 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 Mr P Fielding of 15 Moorgate said (letter received 3 December 1973):- "After numerous inquiries the facts are: (1) Someone at some time in the past bequeathed the land in question to the children of Green Haworth for their use and recreation, (2) There are no grazing rights conferred on any one, (3)...I quote from the Deed of three of the properties this is dated back at least to 1783...". No person 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 Preston on 9 May 1978. There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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 17th day of May - 1978

a. a. Baden Fuller

Commons Commissioner