



COMMONS REGISTRATION ACT 1965

Reference No.45/U/224

In the Matter of Brearton Village Green,
Brearton, North Yorkshire.

DECISION

This reference relates to the question of the ownership of land known as Brearton Village Green, Brearton, being the land comprised in the Land Section of Register Unit No.V.G.95 in the Register of Town or Village Greens maintained by the former West Riding of Yorkshire 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 no person claimed to be the freehold owner of the land in question and no one 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 Harrogate on 25th March 1974.

At the hearing the Brearton Parish Meeting was represented by Mr. F. Dobson, its Chairman.

It appears from the minute book of the Parish Meeting held on 21th March 1904 that a piece of land called Low Moor was let for a year. This piece of land was let in subsequent years, the last entry relating to it being on 26th March 1930. Mr. Dobson, who has lived in Brearton all his life identified Low Moor as being the land the subject of this reference. Since the last letting the Parish Meeting has kept the land in order.

On this evidence I am satisfied that the Parish Trustees of Brearton are the owners of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register them as the owners 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 this 24th day of April 1974

Chief Commons Commissioner