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COMMONS REGISTRATION ACT 1965

Reference No. 268/U/253

In the Matter of Dallowgill Moor,  
Laverton, Harrogate B

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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 476 in the Register of Common Land maintained by the North Yorkshire County Council (formerly by West Riding 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 Godfrey S Bostock claimed to be the freehold owner of the land in question ("the unit land") 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 Harrogate on 13 March 1981. At the hearing Mr R Wakefield, of Counsel, appeared on behalf of Mr Bostock. The Unit land was part of the property the subject matter of a Conveyance dated 4 January 1966, produced at the hearing, and made between (1) Henry Viner (2) Broadland Properties Ltd (3) Godfrey Stafford Bostock. By the Conveyance the property was conveyed to Mr Bostock, as sub-purchaser.

On this evidence I am satisfied that Mr Bostock is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register Godfrey Stafford Bostock 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

10 April

1981

*L. J. Morris Smith*

Commons Commissioner