



COMMONS REGISTRATION ACT 1965

Reference No.268/U/45

In the Matter of Field O.S.542,
Lockton, North Yorkshire.

DECISION

This reference relates to the question of the ownership of land known as Field O.S.542, Lockton, being the land comprised in the Land Section of Register Unit No.VG 41 in the Register of Town or Village Greens maintained by the former North 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 Whitby on 5th June 1975.

At the hearing the Lockton Parish Council was represented by its Chairman, Mr G.Wellburn.

By the Lockton Inclosure Award, dated 20th August 1872, made under the Annual Inclosure Act 1866, 2 ac. of land were allotted to the Churchwardens and Overseers of the township of Lockton as a place of exercise and recreation for the inhabitants of the parish of Middleton (which included the township of Lockton) and neighbourhood.

Unfortunately, the map referred to in the Inclosure Award has been lost, so that it is not possible positively to identify the land allotted with the land the subject of this reference. The areas agree, but the land the subject of the reference has been disused for the last 50 years and there is no evidence that it ever was used as a recreation ground.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register the Lockton Parish Council as the owner of the land under section 8(3) 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 26th day of June 1975


Chief Commons Commissioner

