



COMMONS REGISTRATION ACT 1965

Reference No.45/U/161

In the Matter of Land in the Parish of Skelding,
Grantley and Sawley, North Yorkshire.

DECISION

This reference relates to the question of the ownership of land in the Parish of Skelding, Grantley and Sawley, being the land comprised in the Land Section of Register Unit No.CL 439 in the Register of Common Land 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 Mr G.S. Bostock, as lord of the manor of Kirkby Malzeard, and Mr E.Allison each 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 Harrogate on 7th May 1975.

At the hearing Mr Bostock was represented by Mr J.H.Weatherill, solicitor, and Mr R.R.Duchanan, solicitor, appeared for Mr Allison and Mr J.R.Allison.

The land the subject of the reference was conveyed to Mr E.Allison and Mr J.R.Allison by a conveyance made 2nd December 1963 between (1) Henry Wyner (2) Ernest Allison and John Robert Allison. Mr E.Allison and Mr J.R.Allison have since been in undisputed possession of the land, and Mr Weatherill stated that he was instructed not to oppose their claim, Mr Bostock's only right in respect of the land being one of shooting and sporting over it.

On this evidence I am satisfied that Mr E.Allison and Mr J.R.Allison 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 10th day of June 1975

Chief Commons Commissioner