



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/233

In the Matter of Land near Ravens Car Brick Works,
Stainton Dale, North Yorkshire (No. 2)

DECISION

This reference relates to the question of the ownership of land near Ravenscar Brick Works Stainton Dale, being the land comprised in the Land Section of Register Unit No. CL.245 in the Register of Common Land maintained by the North 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 Malton on 23 May 1979. At the hearing, the National Trust was represented by Miss C M Bolitho, its agent.

The land the subject of the reference was included in the parcels of an indenture made 8 May 1896 between (1) Charles Edmund Newton Robinson (2) Geoffrey Augustine Peter (3) The Lands Trading Co Ltd (4) The Peak Estate Ltd. The name of the Peak Estate Ltd was changed to Ravenscar Estate Ltd on 14 October 1897. All the land remaining in the ownership of Ravenscar Estate Ltd was conveyed to the National Trust by a conveyance made 15 December 1977 between (1) Stanley David Samwell (2) National Trust, and it appears from a statutory declaration of Mr Samwell made 1 December 1977 that this land included the land the subject of the reference.

On this evidence I am satisfied that the National Trust is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register the National Trust 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 this 25th

day of

June

1979

G. Bolitho
Chief Commons Commissioner