

COMMONS REGISTRATION ACT  
1965



Reference No. 268/D/447

In the Matter of Land on the West  
side of the Village Street at  
Scagglethorpe usually known as  
The Village Green.

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG. 46 in the Register of Town or Village Greens maintained by the North Yorkshire County Council and is occasioned by Objection No. 20 made by J Hyde and noted in the Register on 27 December 1971.

I held a hearing for the purpose of inquiring into the dispute at Scarborough on 2 October 1985. The hearing was attended by Mr A Hoppe, clerk to Ryedale District Council, but by no other person entitled to be heard.

Mr Hoppe told me that the District Council had no direct interest in the matter.

The registration as village green was made on the application of Scagglethorpe Parish Meeting (now a Parish Council). The ground of the objection was that the land was not village green. Mr Hyde died some years ago and in a letter dated 18 September 1985 the chairman of the Parish Council said it understood that his next of kin have no interest in this village area and it was Mr Hyde's wish for the Parish Council "to be awarded the registration".

In the circumstances I will confirm the registration.

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

29<sup>th</sup>

day of

November

1985

*L J Morris Smith*

COMMONS COMMISSIONER