



In the Matter of Newsham Lane, Intake Lane, and
Newsham Green, Great and Little Habton, North Yorkshire.
(No. 2)

DECISION

These disputes relate to the registrations at Entry Nos 1 and 2 in the Rights section of Register Unit No. CL 236 in the Register of Common Land maintained by the former North Riding County Council and are occasioned by Objection No. 0375 made by Mrs B J Smithsons and noted in the Register on 22 June 1971, Objection No. 0443 made by the former Yorkshire River Authority and noted in the Register on 26 July 1972, Objection No. 0483 made by the former County Surveyor and noted in the Register on 4 August 1972, and Objection No. 0501 also made by the former County Surveyor, and noted in the Register on 12 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Malton on 11 October 1977. The hearing was attended by Mr P J Lawrence, solicitor, on behalf of Mr G R P Thackray and Mr S M Withy, the applicants for the registration at Entry No. 2, and the Yorkshire Water Authority, the successor of the former Yorkshire River Authority; Mr G M A Newey, solicitor, on behalf of Mr H Farnell, the applicant for the registration at Entry No. 1; Mr R J Collinson, solicitor, on behalf of Mrs Smithsons; and Mr M J Boon, solicitor, on behalf of the North Yorkshire County Council.

By my decision in In the Matter of Newsham Lane, etc. (No. 1)(1977), Ref. Nos 152 - 155 I confirmed the registration at Entry No. 1 in the Land section of the Register Unit, with the exclusion of certain land.

Since this decision satisfied all the Objectors, I confirm the registrations.

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 Nov 1977

Chief Commons Commissioner