



COMMONS REGISTRATION ACT
1965

Ref No. 268/U/336

In the Matter of the piece of land beside
Kettlewell Beck Kettlewell

DECISION

This reference relates to the question of the ownership of the land known as the piece of land (now separated into two pieces) beside Kettlewell Beck, Kettlewell with Starbottom, being the land comprised in the Land Section of Register Unit No. CL.548 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. The Northern Office of the Charity Commission claimed that the land "may belong to a charity" but 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 Skipton on 20th May 1987.

Mrs E Lister Clerk to the Kettlewell with Starbottom Parish Council appeared on behalf of that council, but no other person appeared at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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 a state case for the decision of the High Court.

Dated this 2nd day of June 1987

Mati Roth

Commons Commissioner