

COMMONS REGISTRATION ACT 1965



Reference No. 268/D/418

In the Matter of the Piece of Land beside
Kettlewell Beck, Kettlewell with Starbotton

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 548 in the Register of Common Land maintained by the North Yorkshire County Council and is occasioned by Objection No. 217 made by Messrs W A G and D M Watson and noted in the Register on 29 March 1971.

I held a hearing for the purpose of inquiring into the dispute at Skipton on 17 October 1984. The hearing was attended by Mrs A V Bishop (a member) on behalf of Kettlewell with Starbotton Parish Council and Mr A C Caldwell of Messrs Walker, Charlesworth and Foster, Solicitors of Skipton representing the Objectors.

The register unit consists of three pieces of land. Starting from the West the first (A) and smallest is on the south bank of the Beck. The next (B) is on both sides of the Beck and includes a part of the bed of the Beck. The third (C) and largest includes land on both banks and the bed of the Beck. The Objectors withdrew their objection to ~~all~~ the register unit except A and that part of B which ~~was~~ on the same bank of the Beck as A.

For these reasons I confirm the registration subject to the exclusion of A and the part of B which I have specified.

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 28th day of October 1984

Henry Harkness

Commons Commissioner