



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/342

In the Matter of The Village Green, Cray, Buckden

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. VG. 151 in the Register of Town or Village Greens 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.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Skipton on 24 May 1988.

At the hearing Miss J Potentier, solicitor of Messrs. Inesons of Cleckheaton appeared for Mr J C Outhwaite (claimant).

The ownership of part of the unit land is registered under the Land Registration Acts and has not been referred to me. Miss Potentier claimed that Mr Outhwaite had a possessory title of the remainder. She was however unable to produce any evidence of this title. On her application the hearing was adjourned. After some correspondence the case was set down for hearing at Skipton on 9 May 1989. However on 5 May 1989 Messrs. Inesons wrote to the Clerk to the Commons Commissioners stating that they were unable to produce any evidence in support of Mr Outhwaite's claim. At the adjourned hearing no other person claimed to be the owner. Accordingly 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 state a case for the decision of the High Court.

Dated this

11th

day of

May

1989

Peter Langdon-Davis

Chief Commons Commissioner