



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/262

In the Matter of two pieces of land at the forecourt
of the Newton-Upon-Ouse Entrance to Benignbrough Park,
Newton-Upon-Ouse

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 13 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 Newton-Upon-Ouse claimed to be the freehold owner of the land in question and 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 Northallerton on 10 May 1983.

Mr C Taylor, Clerk, appeared for the Parish Council and produced a letter dated February 1964 from the National Trust agreeing to pay a yearly rent of 5/- to the Parish Council for the land. This rent has been paid regularly ever since. The National Trust is the owner of Benignbrough Park.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register the Parish Council as the owner of the land under section 8(2) 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

day of

1983

Commons Commissioner

