



COMMONS REGISTRATION ACT 1965

Reference No.268/D/55

In the Matter of Westerdale Moor,
Westerdale, North Yorkshire (No.7).

DECISION

This dispute relates to the registration at Entry No.12 in the Rights Section of Register Unit No.CL 8 in the Register of Common Land maintained by the former North Riding County Council and is occasioned by Objection No.0170 made by the Rt.Hon.R.F.Wood, Mr C.C.Egerton, and Mr M.J.B.Todhunter and noted in the Register on 16th September 1970.

I held a hearing for the purpose of inquiring into the dispute at Scarborough on 6th November 1974. The hearing was attended by Mr H.Harrold, of counsel, on behalf of the Objectors. Mr G.H.Booth, the applicant for the registration did not appear and was not represented, but by letter dated 17th October 1974 Mr G.F.Waring, his solicitor, informed the Clerk of the Commons Commissioners that he had been instructed by Mr Booth to "withdraw" his claim.

I therefore refuse to confirm the registration.

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 20~~th~~ day of December 1974

Chief Commons Commissioner