



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/74

In the Matter of Whashton Wastes, Whashton,
Richmondshire D., North Yorkshire

DECISION

This reference relates to the question of the ownership of land ("the Referred Land") which is one of the pieces of land known as Whashton Wastes, Whashton, Richmondshire District being the land comprised in the Land Section of Register Unit No. CL.170 in the Register of Common Land maintained by the North Yorkshire County Council. Major G.H. Cradock is registered under section 4 of the Commons Registration Act 1965 as the owner of one of the said pieces of land and such registration being undisputed became final on 1 October 1974. No person is registered under the said section as the owner of the Referred Land, being the other of the said pieces of land.

Following upon the public notice of this reference no person claimed to be the freehold owner of the land in question; Agents acting for Major Cradock wrote stating that they had checked some old plans which they had of the area going back to 1841 but had been unable to find any indication of the ownership of the Referred Land; 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 Richmond on 30 October 1974. There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the Referred 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 4/11 day of November 1974

a. a. Baden Fuller

Commons Commissioner

