



COMMONS REGISTRATION ACT 1965

Reference No.27/U/32

In the Matter of Banks Limestone Quarry,Henshaw, Northumberland.DECISION

This reference relates to the question of the ownership of land known as Banks Limestone Quarry, Henshaw, being the land comprised in the Land Section of Register Unit No.C.L.66 in the Register of Common Land maintained by the Northumberland 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 no person claimed to be the freehold owner of the land in question and no one 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 Hexham on 18th July 1973.

At the hearing the Henshaw Parish Council was represented by its Chairman, Mr. D. Reay. Mr. Reay informed me that the Parish Council was not claiming the ownership of the land the subject of this reference, but Mr. J.M. Clark, surveyor, who was concerned in other cases in the day's list, informed me that he might be able to produce some information regarding the ownership. Since the hearing Messrs. Dickinson Miller & Turnbull, solicitors for the Trustees of the late Sir Douglas Blackett's Marriage Settlement, have satisfied me that the land in question was conveyed to the Marriage Settlement Trustees by a conveyance made 29th November 1950 between (1) Charles Douglas Blackett (2) Ralph Blackett and Richard Granville Browne Swinburne and (3) Rupert Henry Blackett, Richard Edwin Fearing Cely-Trevilian, Gilbert Sandford Poole and Robert Arthur Barnett. On 12th September 1966 Rupert Henry Blackett and Gilbert Sandford Poole retired and Geoffrey Thomas Waren Fenwick-Clelland and Thomas Hugh Ruscombe Poole were appointed in their places, and on 13th March 1973 Mr. T.H.R. Poole retired and no one was appointed in his place.

On this evidence I am satisfied that the present Marriage Settlement Trustees are the owners of the land, and I shall accordingly direct the Northumberland County Council, as registration authority, to register them as the owners 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 18<sup>th</sup> day of September 1973

  
Chief Commons Commissioner