



COMMONS REGISTRATION ACT 1965

Reference No.27/D/39

In the Matter of Heugh House Quarry,
Haydon Bridge, Hexham R.D.,
Northumberland

DECISION

This dispute relates to the registration at Entry No.1 in the Land Section of Register Unit No.CL.102 in the Register of Common Land maintained by the Northumberland County Council and is occasioned by Objection No.42 made by Mr. R. Charlton and noted in the Register on 2 March 1971.

I held a hearing for the purpose of inquiring into the dispute at Newcastle upon Tyne on 6 March 1974. The hearing was not attended by any person entitled to be heard.

The land comprised in this Register Unit is known as Heugh House Quarry and the said Entry was pursuant to an application dated 23 August 1968 and made by the Haydon Bridge Parish Council: to the said application is annexed a statement referring to an "Act for enclosing Crindon Common 1793. Award 1797. Quarries ... No. ... 5 Heugh House 1 Acre ... which said Public Quarries ... shall be as well for the use of the Lords of the said ... Manor of Langley ... as of the several owners of the ... lands ... entitled to right of common upon the said common ... to be used by them respectively as public quarries ..." The grounds stated in the said Objection are:- "(a) This quarry has been enclosed for over 12 years (b) The quarry has been worked out for many years (c) It has been filled in and grassed over."

In a letter dated 14 February 1974 the Clerk to the Haydon Parish Council wrote to the Clerk of the Commons Commissioners stating that her Council intended not to pursue the matter of having the Heugh House Quarry registered as common land, and that no representative would therefore attend the meeting of this issue on 6 March 1974.

From this letter, and the non attendance of any concerned authority, I conclude that the registration at the said Entry cannot be supported by evidence and that the said Objection ought to succeed. For this reason I 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

12th

day of

March

1974

a. a. Baden Fuller

Commons Commissioner