



COMMONS REGISTRATION ACT 1965

Reference No.27/U/39

In the Matter of The New Churchyard,
Heddon-on-the-Wall, Northumberland

DECISION

This reference relates to the question of the ownership of land known as The New Churchyard, Heddon-on-the-Wall, being the land comprised in the Land Section of Register Unit No.CL.51 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 17th July 1973.

At the hearing Mr. K. Hale the Secretary of the Heddon-on-the-Wall Parochial Church Council, produced the Heddon-on-the-Wall Tithe Award and Map, dated 10th July 1844, where the land the subject of this reference is described as "Ground added to the Churchyard from off Heddon Common" and is stated to be in the ownership of the Rev. John Jackson Vicar of Heddon-on-the-Wall. This I take to mean that the land did not belong to Mr. Jackson personally, but in his capacity as a Corporation sole. The land is still part of the churchyard, part of it having been used for burials.

On this evidence I am satisfied that the Vicar of Heddon-on-the-Wall is the owner of the land, and I shall accordingly direct the Northumberland County Council, as registration authority, to register the Vicar of Heddon-on-the-Wall as the owner of the land under section 3(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 12th day of

September

1973.

[Signature]
 Chief Commons Commissioner