



COMMONS REGISTRATION ACT 1965

Reference Nos 269/D/36-44
269/D/69-80

In the matter of (B1) White Lane
Pond, Four Doles, Clay Pits and
(B2) Ashfield Bank and Ponds, both
in Thorne and Stainforth Parishes,
Doncaster District, South Yorkshire.

FOURTH DECISION

This decision relates to the registrations at Entry No. 1 in the Rights Section of Register Unit Nos. VG113 and VG117 in the Register of Town and Village Greens maintained by Doncaster Metropolitan Borough Council (formerly East Riding County Council and then South Yorkshire County Council). Both registrations were made on the application of Joyce, Nicholas and William Bunting "as successors to the tenants and inhabitants of the Manor of Hatfield as defined by the Decree and Award in the Exchequer dated 30 November 1630" and both are of rights of common, being piscary and other rights in the registrations specified.

This fourth decision is supplemental first to two decisions both dated 30 March 1984 and made by the then Chief Commons Commissioner relating to each of these two Register Units, secondly to my decision dated 20 June 1986 about these two and other Register Units, and thirdly to my decision dated 19 November 1987 made about these two and other Register Units.

Recently having had occasion to look at the Ownership Section of these two Register Units, see the papers filed under references 269/U/9 and 269/U/10, I happened to notice that the registrations at Entry No. 1 in both the Rights Sections were not recorded either as having become final with or without modification or as having become void, a result contrary to my recollection of what I had decided or intended to decide after hearings in December 1985 and September 1987 leading to my said June 1986 and November 1987 decisions. So I looked next at my January 1988 notices made under section 6 of the 1965 Act which were intended to give effect to the said decisions and discovered that the words "at Entry No. 1 and" about these two Register Units had been omitted where they should have been. Next I discovered that in the Third Schedule (Decision table) in my November 1987 decision, such table being the basis of my said January 1988 notices, words "at Entry No. 1 and" had been omitted from paragraphs (B1) (c) and (B2) (d) where they should have been to give effect to \longrightarrow my recollected decision. Next I discovered that in the Fourth Schedule (Decision table) to my January 1986 decision being the basis of the relevant part of my November 1987 decision the words "at Entry No. 1 and" had been omitted from paragraph (2), where they should have been to give effect to my recollected decision. At pages 25 and 26 of my said November 1987 decision I clearly stated that I refused to confirm the registrations at Entry No. 1 of the VG113 and VG117 Rights Sections, setting out at length my reasons for such a refusal.



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In the circumstances set out in the preceding paragraphs I am satisfied that the omission of the words "at Entry No. 1 and" above specified was a clerical mistake or error on my part arising from an accidental slip and that I should therefore pursuant to regulation 33 of the Commons Commissioners Regulations 1971 correct them. Accordingly I have this day made the corrections specified in the Schedule hereto to the copies of the decisions therein mentioned held on the files in the office of the Commons Commissioners relating to these ^{two} Register Units. In due course further notices pursuant to section 6 of the 1965 Act to give effect to such corrections will be sent by a Commons Commissioner to Doncaster Metropolitan Borough Council as registration authority.

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.

SCHEDULE
(Corrections)

June 1986 decision:-

At page 65 (Fourth Schedule), (a) in line 2 of paragraph (2) insert "at Entry No. 1 and" after "... VG113" and before "which by ..."; and (b) in line 5 of paragraph (2) insert "at Entry No. 1 and" after "... VG117" and before "which by ...".

November 1987 decision:-

At page 41 under heading "(B1): VG113: White Lane Ponds, Four Doles and Clay Pits 269/D/36-41", line 8 insert "at Entry No. 1 and" after "... Section registration" and before "which by regulation 14 ...".

At page 42 under the heading "(B2): VG117: Ashfield Bank and Ponds: 269/D/69-80", line 9 insert "at Entry No. 1 and" after "... Section registration" and before "which by regulation ...".

At page 56 under heading "(B1): VG113 White Lane Pond, Four Doles, Clay Pits: 269/D/37-39: sub-paragraph (c) insert "at Entry No. 1 and" after "... Register Unit" and before "which by ...".



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At page 57 under heading "(B2): VG117: Ashfield Bank and Ponds: 269/D/69-80" sub-paragraph (d) and paragraph (B2) insert "at Entry No. 1 and" after "... Section registrations and before → "which ...".

Dated this 16th _____ day of December 1988

a. a. Baden Fuller

Commons Commissioner