



COMMONS REGISTRATION ACT 1965

Reference No. 45/U/227

In the Matter of The (tean)

Doles, Royston

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 461 in the Register of Common Land maintained by the former West Yorkshire 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 Mr E L Edmunds claimed to be the freehold owner of the land in question 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 Doncaster on 15 June 1982.

This reference had been heard in March 1979 at Barnsley when it was adjourned at the request of Mr P Scott of Messrs Bury and Walkers, Solicitors of Barnsley who appeared for Mr E L Edmunds who was then in Canada.

At the adjourned hearing Mrs J Milton, Solicitor appeared for Barnsley Metropolitan Borough Council and informed me that part of the land had been surfaced with tarmac and the remainder appeared to be within the curtilage of the premises, No. 58 High Street. The Borough Council made no claim to any part of the land. I was informed that Mr J V Edmunds brother of the claimant but he had not appeared by the time I had finished the list. No evidence by statutory declaration was available.

In the absence of any evidence I am not satisfied that any person is the owner of the 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

13th

day of

July

1982

Henry Hermetts

Commons Commissioner