



COMMONS REGISTRATION ACT 1965

Reference No. 45/U/233

In the Matter of Wadsley Common, Bradfield York'sDECISION

This reference relates to the question of the ownership of land known as Wadsley Common being land comprised in the Land Section of Register Unit No. CL. 650 in the Register of Common Land maintained by the former County Council of the West Riding of Yorkshire 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 Sheffield City Council 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 Barnsley on 8 March 1979.

At the hearing Mr P Newell, Solicitor to the City Council, appeared on its behalf. There was no other appearance.

By a Deed of Gift dated 3 November 1913 Miss F Phillips and others conveyed to the Corporation of Sheffield the land in question (apart from a small section) for the use of the public for recreation. The section not included is in the south-west corner of the land and is to be identified on a plan which, I understand, will be furnished by the City Council to the Registration Authority. There was no evidence as to the ownership of this section which will accordingly remain subject to protection under Section 9 of the Act of 1965. As to the remainder of the land I am satisfied that the City Council is the owner and I shall accordingly direct the South Yorkshire County Council, as registration authority, to register Sheffield City Council as the owner of the land under section 8 (2) of the Act.

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 21<sup>st</sup> day of August 1979

*L. J. Mans Smith*  
Commons Commissioner