



COMMONS REGISTRATION ACT 1965

Reference No 45/0/357

In the Matter of Baildon Moor,
Baildon, Bradford City Council

DECISION

This reference relates to the question of the ownership of land known as Baildon Moor, Baildon, Bradford City Council being the land comprised in the Land Section of Register Unit No CL. 347 in the Register of Common Land maintained by the former West Riding 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 Yorkshire Water Authority claimed to be the freehold owner of part of the land in question and Bradford City Council claimed to be the owner of the remainder of the land 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 Bradford on 25 January 1978.

Mr R J Simpson appeared for the Yorkshire Water Authority, Mr Castle appeared for Bradford City Council and Mr F Pickersgill appeared for the Registration Authority, West Yorkshire County Council.

Mr Simpson produced an agreement dated 3 September 1957 whereby the Bradford Corporation conveyed to Baildon UDC, for the purposes of its water undertaking, a small part of the land in question at the south east corner underneath the word "works" on the Register Map, and I am satisfied that the Yorkshire Water Authority is the owner of that land.

As regards the remainder of the land in question, Mr Castle satisfied me that Bradford City Council is the owner thereof.

Mr Pickersgill who attended all the hearings at Bradford and for whose invaluable assistance I am greatly indebted assures me that he could identify the Yorkshire Water Authority land without a scale plan of that land.

On this evidence I am satisfied that Yorkshire Water Authority is the owner of the land used for the purpose of its water undertaking and that Bradford City Council is the owner of the remainder of the land, and I shall accordingly direct the West Yorkshire County Council, as registration authority, to register Yorkshire Water Authority and Bradford City Council as the owners of their respective parts of the land under section 8(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 23rd day of March

1978

Commons Commissioner