



COMMONS REGISTRATION ACT 1965

Reference No. 45/U/336

In the Matter of Land known as Old Quarry
(Junction of Blackmoor Road and Crumack
Lane) Oxenhope Bradford City Council

DECISION

This reference relates to the question of the ownership of land known as Old Quarry (junction of Blackmoor Road and Crumack Lane) Oxenhope Bradford being the land comprised in the Land Section of Register Unit No. CL.603 in the Register of Common Land maintained by the former West Riding County Council of which no person is registered under section of of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference each of them Mr A Holmes and Mr F R Scholefield claimed to be the freehold owners 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 Bradford on 26 January 1978.

Mr J G H Mackrell of Messrs. Wright and Wright appeared for Mr Holmes and Mr Scholefield appeared in person.

Mr Holmes acquired his premises Quarry Bank in 1943 which said premises adjoin the land in question. There are six structures on the land including a stone pig sty which was on the land in 1943 a row of 2 permanent garages and a shed two wooden huts and two small hen coupes and Mr Holmes had also tethered ponies on the land. I have no doubt that Mr Holmes has since 1943 occupied the land in question. Neither Mr Scholefield nor anyone else was able to dispute this. Indeed Mr Scholefield said very frankly that he had no knowledge of the land and the buildings thereon.

On this evidence I am satisfied that Mr A Holmes is the owner of the land, and I shall accordingly direct the West Yorkshire County Council, as registration authority, to register Mr A Holmes as the owner of the land section 8 (2) of the Act 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

E A Little

Commons Commissioner