



COMMONS REGISTRATION ACT 1965

Reference No. 45/U/331

In the Matter of The Old Quarry,
Blackmoor Road, Oxenhope, Bradford
City Council

DECISION

This reference relates to the question of the ownership of land known as The Old Quarry, Blackmoor Road, Oxenhope, Bradford City Council being the land comprised in the Land Section of Register Unit No CL. 583 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 Mr K M Burnall claimed to be the owner of part of the land and Mr F R Scholefield 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 Bradford on 26 January 1978.

Mr Burnall and Mr Scholefield appeared in person and Mr Field appeared for the Bradford City Council. Mr Burnall claimed that the boundary on the Register Map had been wrongly drawn so as to include part of his land. On inspection of the OS maps both Mr Scholefield and Mr Field were satisfied that such is the case and that Mr Burnall is the owner of the land north of the line A-B on the plan annexed to this decision. As regards the remainder of the land in question the title thereto is indistinguishable from that to the land Unit No CL. 578 the subject of my decision on Reference No 45/U/328.

On this evidence I am satisfied that Mr Burnall is the owner of the land north of the line A-B on the plan annexed hereto and that Mr F R Scholefield is the owner of the land, and I shall accordingly direct the West Yorkshire County Council, as registration authority, to register Mr Burnall and Mr Scholefield as the owners of the said 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 13th day of February

1978

Commons Commissioner