



In the Matter of Huntcliffe and Cutters Cliff,
Loftus and Skelton and Brotton, Cleveland.

DECISION

This reference relates to the question of the ownership of land known as Huntcliffe and Cutters Cliff, Loftus and Skelton and Brotton, being the land comprised in the Land Section of Register Unit No. CL 345 in the Register of Common Land maintained by the former North Riding of 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 J N Askew 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 Whitby on 25 May 1977.

At the hearing Mr Askew was represented by Mr J A Thorp, solicitor.

Part of the land in question was conveyed to Mr Askew by a conveyance made 12 October 1962 between (1) Gerald Herbert Leslie Sweet and John Cyril Leslie Sweet (2) Edward Hudson (3) John Newton Askew.

Another part of the land was conveyed to Mr Askew by a conveyance made 9 July 1964 between (1) G H L Sweet and J C L Sweet (2) J N Askew.

On this evidence I am satisfied that Mr Askew is the owner of the parts of the land conveyed to him in 1962 and 1964 and I shall accordingly direct the Cleveland County Council, as registration authority, to register him as the owner of those parts of the land under section 8(2) of the Act of 1965.

There being no evidence as to the ownership of the remainder of the land comprised in the Register Unit, it will 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 1st day of July 1977.


CHIEF COMMONS COMMISSIONER