



COMMONS REGISTRATION ACT 1965

Reference No 262/U/63

In the Matter of Haverlands Green,
Kirkbampton, Cumbria

DECISION

This reference relates to the question of the ownership of land known as Haverlands Green being the land comprised in the Land Section of Register Unit No VG 33 in the Register of Town or Village Greens maintained by the former Cumberland 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 Kirkbampton Parish 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 Cockermouth on 23 May 1979. The hearing was attended by Mr J Greer of the Registration Authority and by Mr J W Holliday, the Chairman of Kirkbampton Parish Council. Mr Holliday stated that in September 1978 the Parish Council tidied up the Green and now maintains it. On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register Kirkbampton Parish Council as the owner of the land under Section 8(3) 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 20th day of August 1979.

L. J. Harris Smith
Commons Commissioner