



In the Matter of the Manorial Waste on the North side of A 595 between Home Farm and Police Station, Muncaster

DECISION

This reference relates to the question of the ownership of land known as Manorial Waste on the North side of A 595 between Home Farm and Police Station, Muncaster being ~~the part of~~ the land comprised in the Land Section of Register Unit No. CL 327 in the Register of Common Land 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 Sir Geoffrey William Pennington-Ramsden Baronet 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 Whitehaven on 2 March 1982.

Mr Longley (a member) appearing for Muncaster Parish Council said that the Council did not claim ownership of the land. The Earl of Carlisle of the firm of J M Clark and Partners, Chartered Surveyors of Carlisle appeared for Sir Geoffrey William Pennington-Ramsden Baronet.

As it was not clear from the documents of title produced on behalf of the claimant to which of the various properties owned by him the land belonged I called for further evidence.

I now have a Statutory Declaration made by the Claimant on 24 May 1982, which in my view clears up this difficulty.

On this evidence I am satisfied that Sir Geoffrey William Pennington-Ramsden Baronet is the owner of the land, and I shall accordingly direct the Cumbria County Council, as registration authority, to register him as the owner 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

16th

day of

June

1982

George Herbert

Commons Commissioner