



In the Matter of The Old Gravel
Pit, Sancton, Humberside

DECISION

This reference relates to the question of the ownership of land known as The Old Gravel Pit, Sancton, being the land comprised in the Land Section of Register Unit No. CL 81 in the Register of Common Land maintained by the Humberside 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 Lord Manton claimed to be the freehold owner of the land in question and no other person claimed to have information as to its ownership, but Lord Manton's claim was withdrawn by a letter dated 31 March 1980 from Messrs Todd and Thorp's, his agents, addressed to the Clerk of the Commons Commissioners.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Beverley on 2 April 1980.

At the hearing the Sancton Parish Council was represented by Mr J S Ling, its clerk.

The land the subject of the reference was awarded, set out, and appointed by the Sancton Inclosure Award made 11 April 1771 for the getting of stone and gravel or other materials by the inhabitants of the townships of Sancton and Houghtor for the necessary repairs of their roads or ways within the townships.

An award in this form did not pass the ownership of the land, which remained with the previous owner, probably the lord of the Manor. There being no evidence as to the successor in title of the former owner and no evidence that the Parish Council has acquired a possessory title to the land, I can only say that I am not satisfied that any person is the owner of the land, and it will therefore 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

16th

day of

May

1980

Chief Commons Commissioner