



In the Matter of Westwood and Hurn, Beverley and
Molescroft, Humberside (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 28 in the Register of Common Land maintained by the Humberside County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land section of Register Unit No. VG 54 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Hull on 23 and 24 March 1977 and at Watergate House, WC2, on 17 May 1977. The hearing was attended by Mr Charles Cross, of counsel, on behalf of the Beverley Borough Council, the successor authority of the former Mayor, Aldermen and Burgesses of the Borough of Beverley, the applicants for the registration, and by Mr Patrick Ground, of counsel, on behalf of The Pasture Masters, The Freemen and Widows of Freemen of the Borough of Beverley, the applicants for the conflicting registration.

Mr Ground informed me that his clients did not wish further to support the conflicting registration. After the hearing there was submitted to me an agreed plan indicating that the site of the former Fishwick Mill should be excluded from the registration.

In these circumstances I confirm the registration in the Register of Common Land with the following modification, namely, the exclusion of the site of the former Fishwick Mill.

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 29th day of July 1977

Chief Commons Commissioner