



In the Matter of Boulsworth Hill, including Deerstone Moor
and Will Moor, Pendle, Lancashire (No. 1)

DECISION

These disputes relate to the registration at Entry No. 1 in the Land section of Register Unit No. CL 183 in the Register of Common Land maintained by the Lancashire County Council and occasioned by Objection No. 19 made by the former North Calder Water Board and noted in the Register on 4 December 1970 and Objection No. 431 made by the Executors of H. Bannister, deceased, and noted in the Register on 27 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Preston on 29 January 1981. The hearing was attended by Mr N Standage, solicitor, on behalf of Mr L Hartley, the applicant for the registration at Entry No. 1 in the Rights section of the Register Unit, by Mr G Hartley, solicitor, on behalf of the North West Water Authority, the successor authority of the North Calder Water Board, both as Objector and as one of the applicants for the registration at Entry No. 2 in the Rights section, and by Mr B C Maddocks, of counsel, on behalf of the Executors of H Bannister, deceased. There was no appearance by or on behalf of Mr W Crawshaw and Mr J Parker, the applicants for the registrations at Entry Nos 3 and 4 in the Rights section, and Lord Clitheroe, whose application was noted under s.4(4) of the Commons Registration Act 1965.

I was informed that it had been agreed that the registration at Rights Entry No. 2 was no longer opposed and that the registration at Rights Entry No. 1 was agreed in so far as it relates to the portion of the land comprised in the Register Unit known as Deerstone Moor and Will Moor, which is also the land the subject of the registrations at Rights Entry Nos 2, 3, and 4.

In these circumstances I ~~will~~ confirm the registration with the following modification; namely, the exclusion of all the land other than Deerstone Moor and Will Moor.

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

5th

day of

February

1981

Chief Commons Commissioner