



COMMONS REGISTRATION ACT 1965

Reference No.45/U/121

In the Matter of Plot No.70,
West Bradford, Yorkshire (West Riding)

DECISION

This reference relates to the question of the ownership of land known as Plot No.70, West Bradford being the land comprised in the Land Section of Register Unit No.C.L.59 in the Register of Common Land maintained by the West Riding of Yorkshire 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 no person claimed to be the freehold owner of the land in question and no one 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 Skipton on 21st June 1973.

At the hearing Mr. C.W. Barker, the Clerk of the West Bradford Parish Council, informed me that the land in question was the property of the Parish Council and that he had been told that a former Clerk had seen documents in the custody of the Vicar of Great Mitton which proved this. Mr. Barker said that he would endeavour to obtain certified copies of the relevant documents. This he has not done.

In the absence of any evidence 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. However, should Mr. Barker subsequently succeed in discovering the documents upon which he wishes to rely, I shall be prepared to consider an application to have the case re-listed.

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 18th day of September 1973


Chief Commons Commissioner