



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/<sup>267</sup>

In the Matter of Land in the Parish of  
Grinton, North Yorkshire

DECISION

This reference relates to the question of the ownership of land in the Parish of Grinton, being the part of the land comprised in the Land Section of Register Unit No. VG.135 in the Register of Town or Village Greens maintained by the North 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 the Grinton Parish Council claimed to be the freehold owner of the land in question, Major M Smalley claimed to be the owner of part of the land, 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 Richmond on 9 June 1982. At the hearing the Parish Council was represented by Mr E R D Johnson, Solicitor, and Major Smalley appeared in person.

Mr Johnson informed me that he had no evidence as to the ownership of the land in question.

The land in question consists of a number of small areas scattered about the village of Grinton. One of these small areas lying between Blackburn Hall and St. Andrew's Church was conveyed to Major Smalley and his wife by a conveyance made 23 May 1963 between (1) Archibald Malcolm Renkin (2) Michael Smalley and Robina Mary Ann Smalley his wife.

On this evidence I am satisfied that Major and Mrs Smalley are the owners of the small area of land to the south of Blackburn Hall, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register them as the owners of that part of the land under section 8 (2) of the Act of 1965.

In the absence of any evidence I am not satisfied that any person is the owner of the remainder of the land the subject of the reference, and I shall accordingly direct the County Council, as registration authority, to register the Grinton Parish Council as the owner of that part of the land under section 8 (3) 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

2nd

day of

July

1982

*[Signature]*  
Chief Commons Commissioner