



In the Matter of pieces of land known as
East and West Sand Pits, North Carr Road,
Wayside Pond Site, Stillington Road, and
Wayside Pond Site, Tollerton Road, Huby

DECISION

This reference relates to the question of the ownership of land known as East and West Sand Pits, Huby being the land comprised in the Land Section of Register Unit No. CL 102 in the Register of Common Land maintained by the former North Riding 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 Huby Parish Council claimed to be the freehold owner of the land in question 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 Northhallerton on 19 January 1982.

Mr R G Horner and Mr J Dodgshon, who are members of the Huby Parish Council, gave evidence that the land had been awarded to the Parish Council in 1841 and the Parish Council had always received the revenue from the sale of sand and gravel.

On this evidence I am satisfied that Huby Parish Council is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register Huby Parish Council as the owner of the land under section 8(2) 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

29th

day of

January

1982

George Harker

Commons Commissioner

