

COMMONS REGISTRATION ACT 1965



Reference No. 268/U/288

In the Matter of Scarrow Green, Little Skipwith,
Skipwith, North Yorkshire

DECISION

This reference relates to the question of the ownership of land known as Scarrow Green, Little Skipwith, Skipwith, being the land comprised in the Land Section of Register Unit No. VG.31 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 Skipwith 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 York on 25 July 1984. At the hearing the Parish Council was represented by Mr N C Forbes-Adam, its Chairman.

The land in question includes the site of a pond which has been filled in. Starting in 1975, the Parish Council has planted the land, placed two seats, and erected a flag-pole on it. While this is a taking of possession, it has not continued long enough for the Parish Council to have acquired a possessory title to the land.

On this evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register the Skipwith Parish Council as the owner 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 31st day of July 1984

Chief Commons Commissioner