



In the Matter of The Black Allotment, Muker,
North Yorkshire (No. 2)

DECISION

This dispute relates to the registration at Entry No. 2 in the Rights section of Register Unit No. CL 124 in the Register of Common Land maintained by the former North Riding of Yorkshire County Council and is occasioned by Objection No. 0285 made by Earl Peel and noted in the Register on 22 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Richmond on 20 July 1977. The hearing was attended by Mr G W Whitehead one of the applicants for the registration, and by Mr J L Gillibrand, solicitor, on behalf of the Objector.

The facts of this dispute are the same mutatis mutandis as those of In the Matter of The Black Allotment, Muker (No. 1) (1977), Ref. No. 268/D/84. After hearing the evidence Mr Whitehead agreed that the land comprised in the Register Unit was not common land.

In these circumstances I refuse to confirm the registration.

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 9th day of August 1977

Chief Commons Commissioner