



COMMONS REGISTRATION ACT 1965

Reference No. 268/U/274

In the Matter of Town Head Green, Kettlewell
with Starbotton, Craven D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL.463 in the Register of Common Land 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 Kettlewell with Starbotton 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 Skipton on 20 October 1982. At the hearing the Parish Council was represented by a member, Mrs M Raw.

The Green is a very small area of land in Kettlewell which Mrs Raw told me was maintained by the Parish Council; its Minute Book has entries of expenditure incurred by the Council in years from 1956 to 1964. There is no other claimant and on the evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the North Yorkshire County Council, as registration authority, to register the 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 6 December 1982

L. J. Morris Smith

Commons Commissioner

