

COMMONS REGISTRATION ACT 1965



Reference No. 270/U/14

In the MATTER OF PIKE END RIPONDEN,

DECISION

This reference relates to the question of the ownership of land described above being the part of the land comprised in the Land Section of Register Unit No. CL.240 in the Register of Common Land maintained by the West Yorkshire Metropolitan County Council of which no person is registered as owner under section 4 of the Commons Registration Act 1965 or under the Land Registration acts.

Following upon the public notice of this reference Mr Edward Stott claimed to be the freehold owner of the land in question.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Wakefield on 9 May 1985.

At the hearing Mr Stott appeared in person. It appears that there was a pending application under the Land Registration Act for registration of the land claimed by him: a land certificate was now produced by Mr Stott comprising this land, and it is no longer appropriate for this Decision to deal with the question of its ownership. It is not altogether clear whether there may be some small area of the unit land not registered under the Land Registration Acts: if there is, that area will remain subject to protection under Section 9 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

1985

L. J. Morris Smith

Commons Commissioner