



COMMONS REGISTRATION ACT 1965

Reference No: 271/D/10

In the Matter of a Tract of Land of about
1900 acres called Halkyn Common, Holywell

DECISION

This dispute relates to the Registration at Entry No.1 in the Land Section of Register Unit No.VG.6 in the Register of Town or Village Greens maintained by the Clwyd County Council and is occasioned by the conflicting registration at Entry No.1 in the Land Section of Register Unit No.CL.11 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Mold on 9th April 1975.

The hearing was attended by Miss F.E. Woodruffe, solicitor for the Executors of the applicant for registration of the land as common land (the late Duke of Westminster), and by Mr Clement Jones, solicitor, for Brynford Community Council as successor to Brynford Parish Council, the applicant for registration of the land as a village green.

Mr Clement Jones produced a Deed of Gift dated 25 July 1930, by which the then Duke of Westminster and his Trustees conveyed the land in question (with other land) to the Parish Council of Brynford to the intent that the land should be held as a village green and public recreation ground. The Parish Council covenanted to keep the land as a public pleasure and recreation ground.

Miss Woodruffe informed me that by a letter dated 20 January 1972 the Duke's Executors had agreed to the registration of this piece of land as a village green.

For these reasons I 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

14th

day of

November

1975

A.E. Francis

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Commons Commissioner