



COMMONS REGISTRATION ACT 1965

Reference No 51/U/31

In the Matter of Bylchau Common,  
Colwyn BC

---

DECISION

This reference relates to the question of the ownership of land known as Bylchau Common, Colwyn BC being the land comprised in the Land Section of Register Unit No CL. 76 in the Register of Common Land maintained by the former Denbighshire 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 Welsh National Water Development Authority 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 Mold on 15 June 1977.

Mr Kerfoot appeared for the Water Authority and Mr T Williams of the Bylchau Community Council also appeared.

Mr Kerfoot produced a conveyance with plan attached dated 20 October 1910 whereby the land in question was conveyed by the Commissioners of Woods and Forests on behalf of the Crown to the Corporation of Birkenhead. There are marginal differences between the area defined on the said plan and the Register map, and Mr Williams agreed that these differences were de minimis and that I should treat the Register map as defining the area owned by the Water Authority, which is the successor to Birkenhead Corporation by virtue of the Wirral Water Board Order of 1963 and the Local Authorities etc (England) (Property etc Further Provision) Order 1974 No 406.

On this evidence I am satisfied that the Welsh National Water Development Authority is the owner of the land, and I shall accordingly direct the Clwyd County Council, as registration authority, to register the Welsh National Water Development Authority 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 of the High Court.

Dated this 22<sup>nd</sup> day of August

1977

Y A Le He.

Commons Commissioner