



COMMONS REGISTRATION ACT 1965.

Reference No 51/D/185

In the Matter of Land at Minera Mountain
and Frondeg Flat, Llandegla Penycas

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No CL. 233 in the Register of Common Land maintained by the former Denbighshire County Council and is occasioned by Objection No 149 made by The Wrexham and East Denbighshire Water Company and noted in the Register on 26 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Denbigh on 22 February 1978. The hearing was attended by Mr J H Edwards of Messrs Walker Smith & May on behalf of the Water Company, Mr J I Williams of Messrs Longueville on behalf of Sir Owen Watkin Williams Wynn Bart CBE, Mr Paul Craddock of Messrs Allington Hughes & Bate on behalf of Mr E A Jones, Mr Wynn Jones on behalf of Mr Stanley Jones and Mr J P Lloyd in person.

Mr Edwards produced a declaration dated 6 April 1882 made by John Lewis that he held the land conveyed to him by a conveyance dated 25 March 1882 as trustee for and on behalf of the Water Company and all those who attended the hearing accepted that the land identified on the plan annexed hereto and thereon edged in red had within living memory been in the exclusive occupation of the Water Company and was not subject to grazing rights. The land in question is part of the Ruabon Mountain and I adjourn the disputes as to the Entries in the Rights Section to be dealt with by my decision on the Register Units which form part of that mountain.

For these reasons I confirm the registration modified so as to exclude the land identified on the plan annexed hereto and thereon edged in red.

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 23rd day of March 1978

G A Settle

Commons Commissioner

From Water Company edged red.

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