



COMMONS REGISTRATION ACT 1965

Reference No 51/D/16, 17 & 18

In the Matter of Land at Mynydd Tarw,
Llanrhaeadr YM, Glyndwr D

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section of Register Unit No CL. 91 in the Register of Common Land maintained by the former Denbighshire County Council and are occasioned by Objection No 110 made by W E Morris and noted in the Register on 3 March 1972, Objection No 117 made by W E Morris and noted in the Register on 17 May 1972 and Objection No 118 made by R T Morris and noted in the Register on 17 May 1972.

I held a hearing for the purpose of inquiring into the dispute at Mold on 13 May 1976. The hearing was attended by Mr Williams of Messrs Longueville & Co on behalf of two of the Objectors and Midland Bank Executor and Trustee Co Ltd who registered the land as Common Land.

The land in question is all in private ownership, each of the three Objectors being the owner of part of the land - there are no Entries in the Rights Section of the Register and the land cannot be common land as defined in Section 22 of the Act of 1965. The Bank which registered the land as common land by way of precaution on the death of the former owner of part of the land did not contest the Objections.

For these reasons I refuse to 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 21st day of May

1976

C. A. Little

Commons Commissioner