



COMMONS REGISTRATION ACT 1965

Reference No. 51/U/70

In the Matter of land at
Rhos Mountain, Penycae,
Wrexham Maelor District, Clwyd

DECISION

This reference relates to the question of the ownership of land containing about 4.8 acres at Rhos Mountain, Penycae, Wrexham Maelor District being the land comprised in the Land Section of Register Unit No. CL 269 in the Register of Common Land maintained by the Clwyd (formerly 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 Sir Owen Watkin Williams Wynn and his trustees (their solicitors letter of 26 July 1973) claimed to be the owners of the land in question. 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 Holywell on 17 July 1980. At the hearing Sir O W W Wynn was represented by Mr J I Williams, solicitor of Longueville & Co, Solicitors of Oswestry.

This hearing was shortly after a hearing I held on the same day at Holywell relating to lands on Newton Mountain, being lands comprised in Register Unit Nos CL 271, CL 272 and CL 273. At this hearing evidence was given by Mr J H Roberts who is the head clerk of the Wynstay Estate Office; the documents he then produced and the evidence he then gave are summarised in my decision of even date relating to the said lands and given under Reference Nos 51/U/72-73-74.

Mr Williams said that in relation to this CL 269 land he relied on the same documents, and Mr Roberts said that the evidence he had given in relation to the CL 272 and CL 273 lands was applicable to this land.

For the reasons and upon the evidence summarised in my said decision I am satisfied that Sir O W W Wynn is the owner of the land, and I shall accordingly direct the Clwyd County Council as registration authority, to register Sir Owen Watkin Williams Wynn Baronet of Llangedwyn Hall, Llangedwyn, Clwyd 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 is sent to him, require me to state a case for the decision of the High Court.

Dated this 4th — day of August — 1980.

a. a. Baden Fuller

Commons Commissioner