



COMMONS REGISTRATION ACT 1965

Reference No. 5110/19

In the Matter of Recreational Allotment,
Marian, Llysfaen, Colwyn Bay BC

DECISION

This reference relates to the question of the ownership of land known as Recreational Allotment, Marian, Llysfaen, Colwyn Bay BC being the part of the land comprised in the Land Section of Register Unit No. VG.11 in the Register of Town or Village Greens 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 no person claimed to be the freehold owner of the land in question.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Colwyn Bay on 3 February 1976.

There appeared Mr T Jones of the Colwyn Bay BC, Mr G Wood and the Rev R V Byles.

Mr G Woods concern was for a right of way to his property 4 Bronllan Cottages. The Rev R V Byles was concerned that the land in question should be available for the recreational activities of the adjoining school. He informed me that the land in question was formerly administered, and probably owned by Llysfaen Parish Council. Llysfaen was incorporated into the Borough of Colwyn Bay. No evidence was produced as to the title of the former Llysfaen Parish Council.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Clwyd County Council, as registration authority, to register Colwyn Bay BC as the owner of the land under section 8(3) 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 9th day of March 1976

C A Jette

Commons Commissioner