



COMMONS REGISTRATION ACT 1965

Reference No. 271/D/16

In the Matter of The Sportsfield north
of the V.P. School, Rhesycae, Halkyn

DECISION

This dispute relates to the registration at Entry No.1 in the Land section of Register Unit No.10 in the Register of Town or Village Greens maintained by the Clwyd County Council and is occasioned by the conflicting registration at Entry No.1 in the Land Section of Register Unit No.11 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Mold on 9th April 1975

The hearing was attended by Mr Armon Ellis, Solicitor, on behalf of Halkyn Community Council, the successor to Halkyn Parish Council, which applied for registration of the land as a village green; and by Miss F. E. Woodruffe, Solicitor, on behalf of the Executors of the late Duke of Westminster, who applied for registration of the land as common land.

Mr William Morgan Reece gave evidence in support of the registration of the land as a village green. Mr Reece has lived in Rhesycae for some 60 years. He was a member of the former Halkyn Parish Council for 30 years, and at one time Chairman. He was Chairman of the Community Council last year, and is still a member of it. Mr Reece told me that the land in question has been used for playing games over a long period of years, both by the children at the nearby Primary School and by other inhabitants of Rhes-y-cae, especially footballers. He himself had played games on the land when he was a pupil at the school. He could not recall any permission being sought for playing games on the land.

Miss Woodruffe did not oppose the application to register the land as a village green.

For these reasons I 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 *14th* day of *November* 1975

A. E. Francis

Commons Commissioner