



## COMMONS REGISTRATION ACT 1965

Reference No. 51/U/18

In the Matter of The Village Green LlangwmDECISION

This reference relates to the question of the ownership of land known as the Village Green Llangwm being the land comprised in the Land Section of Register Unit No. VG.13 in the Register of Town or Village Greens maintained by the Clwyd 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 Mr Sylvanus Gwyn Edwards of Bronderw Llanrwst claimed that his mother was the freehold owner of part of the land in question and 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 Ruthin on 4th April 1974.

Mr S.G. Edwards appeared and gave evidence. He produced a conveyance dated 1st March 1921, by which the farm Tynewydd was conveyed by one H.D. Lynes as vendor to Ewan Parry Edwards, the witness' father, in fee simple. The property so conveyed included part of the land in question, being the part hatched red on the map which accompanied Mr Edwards' letter of claim and is attached to this division.

The witness also produced a Deed of Gift dated 20th April 1965 by which the witness' father conveyed Tynewydd to himself and his wife Ann Jane Edwards in fee simple as joint tenants. Mr E.P. Edwards died in 1969, whereupon Tynewydd (including the land hatched red on the said map) passed to Mrs A.J. Edwards by survivorship.

As regards the land hatched blue on the said map, Mr Edwards said that it had been kept tidy by the present tenant of Tynewydd and by the previous occupiers of Tynewydd for upwards of 80 years. The present tenant of Tynewydd is Mr Trevor Lloyd Jones, who also gave evidence. He told me that he had been tenant of Tynewydd for 14 years, and that the land hatched blue had been mowed regularly by him and had been used by him and his family as a lawn in connection with their house. This evidence, in my view, is not sufficient to set up a statutory title in Mrs A.J. Edwards as the owner of Tynewydd. The land hatched blue is open to the highway which runs along its western boundary, and such use of it as has been made by the occupiers of Tynewydd is not inconsistent with its being enjoyed by the public as a village green.

For these reasons I am satisfied that Mrs Ann Jane Edwards is the owner of such part of the land as is hatched red on the attached map, and I shall accordingly direct the Clwyd County Council, as registration authority, to register her as the owner of such land under section 8(2) of the Act of 1965.



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I am not satisfied that any person is the owner of the remainder of the land and I shall accordingly direct the Clwyd County Council, as registration authority, to register Llangwm Community Council as the owner of the remainder 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 the notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this *16<sup>th</sup>* day of *August* 1974

*A.E. Francis*

Commons Commissioner