



COMMONS REGISTRATION ACT 1965

Reference No. 51/U/30

In the Matter of Waste Land of  
the Hundred of Isaled, Llanefydd  
Colwyn BC

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DECISION

This reference relates to the question of the ownership of land known as Waste Land of the Hundred of Isaled, Llanefydd, Colwyn BC being the part of the land comprised in the Land Section of Register Unit No. CL.64 in the Register of Common Land 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 Mrs Sarah Jones Roberts claimed to be the freehold owner 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 Colwyn Bay on 3 February 1976.

Mr J A Pritchard of Messrs Guest Pritchard & Co appeared for Mrs Sarah Jones Roberts, the tenant for life of the land in question under the trusts declared by will dated 30 July 1910 of Robert Pierce, and the present trustees of the said trusts.

Mr Pritchard produced:

- (1) The abstract of the title of Robert Pierce's deed to the land in question
- (2) The documents establishing the succession of Mrs Sarah Jones Roberts to the land in question as tenant for life
- (3) Correspondence with the Crown Estate Commissioners which established that the land in question was registered by them as common land in the mistaken belief that they were the owners of the land
- (4) A letter from O Owen the tenant of Gofor Farm for the past 26 years stating that he and his predecessor tenants had occupied the land in question as part of the said farm.

Not only am I satisfied that Mrs Roberts is the owner of the land in question but I am satisfied that the land in question was registered as common land in error and that an application for the amendment of the Register pursuant to Section 13 of the Act of 1965 should, if made, succeed.

On this evidence I am satisfied that Mrs Sarah Jones Roberts is the owner of the land, and I shall accordingly direct the Clwyd County Council, as registration authority, to register Mrs Sarah Jones Roberts 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 9<sup>th</sup> day of March

1976

C. A. Settle

Commons Commissioner