



COMMONS REGISTRATION ACT 1965

Reference No. 274/U/96

In the Matter of the land known as Mynydd Talyfan
(excluding the part edged red)

DECISION

This reference relates to the question of the ownership of land known as Mynydd Talyfan being the part of the land comprised in the Land Section of Register Unit No. CL 49 in the Register of Common Land maintained by the former Caernarfonshire 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 E Caswell and Miss M Hurd and Mr R Hurd claimed to be the freehold owners 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 Bangor on 25 March 1981.

The Claimants appeared in person. Miss Hurd and Mr Hurd were endeavouring to reverse a decision of Mr Commissioner Hugh Francis Q.C., dated 23 October 1974 Ref. Nos. 50/D/38-39 in which he had held (in the last paragraph on page 1) that part of a crescent shaped piece of land claimed by them was owned by the University of Wales. As I endeavoured to explain to them, it was not within my power to re-open the matter.

Mrs Caswell did not produce any documents of title ^{which} ~~to~~ ^{was} substantiated claim to any part of the land.

On this evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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

June

1981

George H. H. H.

Commons Commissioner