



COMMONS REGISTRATION ACT 1965

Reference No. 46/U/2

In the Matter of 'Y Marian' or Y Marian Glas'
Marianglas, Llaneuhrad

DECISION

This reference relates to the question of the ownership of land known as Y Marian or Y Marian Glas, Marianglas, Llaneuhrad being the land comprised in the Land Section of Register Unit No. CL.5 in the Register of Common Land maintained by the Gwynedd 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 J. Owen, Clerk to the Llaneuhrad Parish Council, stated by a letter to the Commons Commissioners' Clerk that it was the intention of the Parish Council to claim "the rights of ^{the} Common". 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 Llangefni on 2nd April 1974.

Mr D. Williams appeared on behalf of Llaneuhrad Parish Council. There was no other appearance. Mr Williams stated that the Parish Council wanted to retain administrative control of the Common, but that there was no evidence of ownership. He did, however, produce a copy of extracts in Welsh from the minutes or meetings of the Parish Council during the period 1896 to 1971. The earliest extract dated 26th February 1896 refers to letters from the Board of Agriculture stating that "Comin Marian Glas" belonged to the Parish Council. There is no doubt that the Parish Council exercised a degree of control over the Common, but the extracts from the Minutes appear to be consistent with the view that the acts of the Parish Council were acts of management, rather than of ownership, done in exercise of delegated powers under the Commons Act 1899. I do not feel that the evidence before me is sufficient to support a categorical finding as to the ownership.

In the absence of sufficient evidence I am not satisfied that any person is the owner of the land and it will therefore be 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 *10th* day of *August* 1974

A. E. Francis

Commons Commissioner