



In the Matter of Mynydd Hendrefechan Llanaber

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DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 114 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 Mrs Meirwen Owen claimed to be 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 Dolgellau on 8 February 1984.

Mr E Llwyd of Messrs Guthrie Jones and Jones, Solicitors of Dolgellau appeared for Mrs Owen and produced a Conveyance to her dated 10 October 1962 whereby Hendrafechan Farm was conveyed to her in fee simple together with a parcel of land in the parish of Llanaber containing 18 acres or thereabouts consisting of an undefined portion of a larger piece of land of 35 acres. This piece of land which is shown in the plan attached to the Conveyance is the Register Unit. This parcel was conveyed subject to a right for grazing over the same for 2 other sheep belonging to adjoining owners.

There was no other claimant and in answer to my inquiry and after taking instructions Mr Llwyd informed me that the 35 acres were enclosed by a stone wall and no one other than the claimant and her husband had grazed or otherwise used the land since 1962.

I have since seen a Statutory Declaration by the Claimant dated 13 February 1984 confirming these allegations.

On this evidence I am satisfied that Mrs Owen is the owner of the land, and I shall accordingly direct the Gwynedd County Council, as registration authority, to register her 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

17<sup>th</sup>

day of

February

1984

*George H. H. H. H.*

Commons Commissioner