



COMMONS REGISTRATION ACT 1965

Reference Nos 274/D/19 to 32
inclusive

In the Matter of Yr Eifl Sheepwalks,
Yr Eifl, Trefor, Pistyll and
Llanaelhaearn, Dwyfor D

DECISION

These disputes relate to the Entries at No 1 in the Land Section and Entry Nos 2, 3, 6 to 13 inclusive and 19 to 22 inclusive in the Rights Section of Register Unit No CL. 70 in the Register of Common Land maintained by the former Caernarvonshire County Council and are occasioned by:-

Objection No 101	made by E C C Quarries Ltd	noted in the Register on	30 September 1970
" " 106	" " R and H J Owen	" " " "	" 30 September 1970
" " 96	" " W F Fritchard	" " " "	" 30 September 1970
" " 87	" " R E Roberts	" " " "	" 30 September 1970
" " 84	" " D P Griffith	" " " "	" 30 September 1970
" " 74	" " I O Hughes	" " " "	" 30 September 1970
" " 115	" " J C Thomas	" " " "	" 30 September 1970
" " 116	" " R Fritchard Jones	" " " "	" 30 September 1970
" " 123	" " R Fritchard Jones	" " " "	" 30 September 1970

I held a hearing for the purpose of inquiring into these disputes at Pwllheli on 26 May 1976. The hearing was attended by:- Mr J D S Matthews representing E C C Quarries Ltd, Mr Hywel Davies, solicitor, representing R and H J Owen, Mr T G Owen, solicitor, representing R E Roberts and D P Griffith, Mr I Ap I Hughes, solicitor, representing Mrs J Roberts, (widow of R Fritchard Jones) and I O Hughes, Mr W F Fritchard in person and Mr E Williams, Clerk of Pistyl Community Council.

Mr J C Thomas (Objection 115) did not appear to support his Objection.

Objections Nos 101, 106, 96, 87, 84 and 74 all claimed that the lands identified on the plans annexed to these objections were not common lands being in the ownership and exclusive occupation of the respective Objectors. These respective parcels of land are identified on the plan annexed to this decision. EEC Quarries Ltd, Objection No 101, has a Land Registry title to its land and for the assistance of the Registration Authority I will annex to my direction a copy of the Land Registry plan.

Mr W F Fritchard (Objection No 96) produced some documentary evidence that the land in question was part of his premises Ty Carol though he was unable to produce his deeds which he said were with the Forestry Commission to whom he sold part of his land. The land in question is identified on the plan annexed to his Objection.

Mr R E Roberts produced a conveyance dated 25 August 1960 Jones to R E Roberts with plan attached which established that he was the owner of the land identified on the plan annexed to his Objection.



Mr D P Griffith (Objection No 84) produced a conveyance dated 13th December 1959, the Public Trustee to Griffith, with plan attached which established that he was the owner of the land identified on the plan annexed to his Objection.

Mr I O Hughes (Objection No 74) produced a conveyance dated 13th October 1964, Grace Williams to Hughes, which established that he was the owner of the land identified on the plan annexed to his Objection.

There remains the consideration R & H J Owens Objection No 106. They produced a conveyance dated 22 December 1886 but they were unable to identify the land owned by them. This inability to identify their land led to a dispute between them and Mr I O Hughes as to Mr Hughes' right to graze in the area of Tre Ceiri and in the result Messrs Owen and Mr Hughes agreed to provide me with a plan agreed by them of the land to be excluded from the Entry No 1 in the Land Section.

Mr Pritchard Jones (Objection Nos 116 and 123) on investigation by his widow now Mrs J Roberts she found that he had no interest in any of the land comprised in this Unit.

All parties attending the hearing were agreed that I should exclude the respective lands owned by the respective Objectors from the Entry at No 1 in the Land Section.

For these reasons I confirm the Entry at No 1 in the Land Section modified so as to exclude the lands the subject of Objection Nos 101, 106, 96, 37, 84 and 74 and I confirm all the Entries in the Rights Section to be applicable to the Entry No 1 in the Land Section modified as aforesaid.

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 5th day of July 1976

C. A. Little

Commons Commissioner

