



In the Matter of a tract of land known as  
Mynydd Llangattwg, North of Beaufort and  
Brynmawr to Llangattock

DECISION

This dispute relates to the registration at Entry No. 2, 14, 35, 41, 47, 54, 61, 62, 72, 76, 85-87, 104 and 107 in the Rights Section of Register Unit No. CL 18 in the Register of Common Land maintained by the Powys County Council and is occasioned by Objections made by the Duke of Beaufort's Breconshire Estate Commoners Association and noted in the Register.

I held a hearing for the purpose of inquiring into the dispute at Brecon on 27 March 1984. The hearing was attended by Mr M J Dawson of Henry Jones and Hobbs, Solicitors of Swansea, who appeared for the Objectors, Mr J E Evans appeared in person and as Secretary of the Trefil Mountain Pony Improvement Society and Mr E L Grey (Entry No. 2) Mr W J Humphrys (Entry No. 61) and Mr M Beynon (Entry No. 62) appeared in person.

Mr Grey claimed the right to graze 2 cattle and 6 horses. The alleged dominant tenement was a freehold dwelling called the Grey Chalet and a sports ground nearby called Beaufort Welfare which he rented. The Objection alleged that no common rights were attached to either of the alleged dominant tenements. Mr Grey was unable to produce any evidence in support of his claim.

The claim at Entry No. 72 was challenged because there was no dominant tenement. The claim at Entry No. 76 was challenged on the ground that it was duplicated by a claim made by the owner which had been granted. The alleged dominant tenement at Entry No. 107 was  $\frac{3}{4}$  acre and the balance of land remaining from a larger area which had been sold. The applicant was unable to produce any evidence in support of his claim.

In all other cases the Objection was made on the ground that the applicant had claimed grazing rights for a greater number of sheep than the ratio of 5 sheep or equivalent stock per acre of the dominant tenement which was the limit adapted by the Association. The Objectors were willing to withdraw the objection in cases in which the application was reduced to that limit. 5 sheep equalled 1 horse or 1 beast.

I was invited to confirm the following registration with the necessary modification.

Entry No.

14	20 sheep or stock equivalent
35	15 sheep or stock equivalent
41	875 sheep or stock equivalent
47	175 sheep or stock equivalent
54	1165 sheep or stock equivalent
61	35 sheep or stock equivalent
62	35 sheep or stock equivalent
85	255 sheep or stock equivalent, no pannage or estovers
86	255 sheep or stock equivalent, no pannage or estovers
87	305 sheep or stock equivalent, no pannage or right to cut rushes or bog-hay
104	40 sheep or stock equivalent.



-2-

For these reasons I refuse to confirm the registrations at Entry Nos. 2, 72, 76 and 107 and I confirm the registrations at the remaining Entry Nos. subject to the modifications already set out.

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

5<sup>th</sup>

day of

April

1984

A handwritten signature in cursive script, appearing to read "George Haskett".

Commons Commissioner