



COMMONS REGISTRATION ACT 1965

Reference No. 276/U/83

In the Matter of Allt Dolanog,
Llanfihangel-yng-Ngwynfa

DECISION

This reference relates to the question of the ownership of part of the land described above being the part of the land comprised in the Land Section of Register Unit No. CL 13 in the Register of Common Land maintained by the former Montgomeryshire 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 no person claimed to be the freehold owner of the 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 Welshpool on 3 June 1980.

The question of ownership referred is as to the ownership of the part of the land comprised in this Register Unit except the areas verged red (the red areas). Ownership has been provisionally registered of the red areas, to which there are Objections referred under reference 276/D/365-366.

At the hearing Mr Jackson, Chartered Surveyor and Mr W O Cooke, Solicitor, appeared on behalf of the ~~owners~~ registered owners of the red areas, Mr J I Williams, Solicitor appeared on behalf of the Objectors, and Mr Ladkin, Solicitor on behalf of the Severn Water Authority. As I understood, none was making a claim to the part of the land in question i.e. the part other than the red areas. In the absence of any evidence as to the ownership of that part 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 28 July 1980

L. J. Morris Smith
Commons Commissioner