

COMMONS REGISTRATION ACT 1965



Reference No. 276/U/28

In the Matter of Cefn Gafros Common,
Llandefalle (part)

DECISION

This reference relates to the question of the ownership of the land above mentioned being the part of the land comprised in the Land Section of Register Unit No. CL.48 in the Register of Common Land maintained by the Powys 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 D A J Vaughan claimed to be the freehold owner 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 Brecon on 17 November 1983.

Mr Selwyn of Messrs. Jeffreys & Powell, Solicitors of Brecon appeared for Mr Vaughan and Mr D Jones (Chairman) appeared for the Cefn Gafros Commoners.

Mr Selwyn said that his client's documents of title were not at present available, but as no other person claimed ownership I agreed to consider these documents when I received them and, if the matter were clear, I would give a decision without an adjournment. I had also considered the applicant's title in respect of ownership of another common.

The land with which I am concerned is the S.W. part of the register unit and is within the manor of ~~Rhnav~~ of which Mr Vaughan is lord. I have perused the original of a Deed of Gift dated 22 November 1976 whereby ownership of (any other properties) the manor of ~~Rhnav~~ was transferred to Mr Vaughan by his father Captain Francis Herbert Mohun Vaughan R N (retired) since deceased.

On this evidence I am satisfied that Mr David Arthur John Vaughan is the owner of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register him 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

5th

day of

December

1983

(Signature)

Commons Commissioner.