



In the Matter of Fforest Fach, Cray,  
Brecknock B, (No. 2)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 139 in the Register of Common Land maintained by the former Breconshire County Council and is occasioned by Objection No. 605 made by Mr D R Davies and noted in the Register on 10 March 1972.

The late Mr Commissioner Settle, QC., held a hearing for the purpose of inquiring into the dispute at Brecon on 13 July 1979.

On the same occasion the learned Commissioner inquired into disputes relating to the registrations in the Rights Section of the Register Unit.

On 6 November 1979 the learned Commissioner gave a decision which was stated to relate to all the disputes relating to the Register Unit, by which he refused to confirm two of the registrations in the Rights Section of the Register Unit and confirmed the remaining registrations in that section with modifications, but did not confirm the registration in the Land Section either with or without modifications.

The proceedings begun before the learned Commissioner relating the registration in the Land Section not having been concluded and the learned Commissioner having died, I direct under regulation 29 of the Commons Commissioner Regulations 1971 that the proceedings shall be continued by myself.

After reading the decision and the other documents in the case I have come to the conclusion that it is not necessary to put the parties to the expense of a further hearing, since it is apparent that the dispute related to the existence of the rights of common and not to the boundaries of the land comprised in the Register Unit.

It will therefore be sufficient for me to regularize the position by saying that I confirm the registration.

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

8th

day of

March

1982

Chief Commons Commissioner