



COMMONS REGISTRATION ACT 1965

Reference No 276/U/33

In the Matter of Land known as
Twyn-Wenallt Common, Llanelly,
Brecknock BC

DECISION

This reference relates to the question of the ownership of land known as Twyn-Wenallt, Common, Llanelly, Brecknock BC being the land comprised in the Land Section of Register Unit No CL. 86 in the Register of Common Land maintained by the former Breconshire 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 the Duke of Beaufort 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 14 July 1977.

Mr Shellard appeared for the Duke of Beaufort and he produced a way leave agreement of 10 December 1942 and a Schedule thereto relating to work commenced on 29 April 1953 with plan attached which established that such work was carried out on the land in question. The Duke of Beaufort has been in receipt of rent attributable to the work commenced in 1953 since that. In 1930 the Crickhowell RDC erected a reservoir on the land in question and until about 18 years ago the Duke of Beaufort was in receipt of rent from the Crickhowell RDC. The Crickhowell RDC had no further use for the reservoir when an alternative water supply was available. Mr Shellard also produced a letter from a Mr J R Lewis who was born in 1911 near the land in question and in that letter he confirmed the facts stated above and stated that he had always believed the land in question was in the ownership of the Duke of Beaufort.

On this evidence I am satisfied that the Duke of Beaufort is the owner of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register the Duke of Beaufort 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 22 day of August

1977

G. A. Little

Commons Commissioner