



In the Matter of Llanafan Hill, Llanafan
Fawr

DECISION

This reference relates to the question of the ownership of the land above-mentioned being part of the land comprised in the Land Section of Register Unit No. CL 65 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 Michael Davies 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 27 July 1983.

Mr D R Jones of Messrs Vaughan and Vaughan, Solicitors of Builth Wells, appeared for Mr Michael Davies. The Notice of Reference dated 5 March 1981 refers to six separate tracts of land and Mr Davies claimed that numbered 2 and described as a tract of land between Esgainuefal and Nant Nefal.

Mr Jones produced documents of title which showed that the land had been acquired by his client's mother in 1967 on trust for her son when he became 21. This happened on 6 February 1968 and the property was transferred on 18 February 1969. The name of the property is Gorswyn and Raven's Nest.

On this evidence I am satisfied that Mr Michael Davies 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 not satisfied that any person is the owner of the other tracts of land and they 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 this

15th

day of

Aug

1983

Ray Harker

Commons Commissioner