



In the Matter of Y Fron, Garthbeibio,
Montgomery D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 28 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 the Powis Castle Estate Trustees claimed to be the freehold owners 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 23 February 1982.

At the hearing the claimants were represented by their Agent, Mr P L Marriott, Chartered Surveyor. Four applicants to register rights (now final), Mr E R Morris, Mr T G Roberts, Mr D H Ellis and Mr R Lewis, appeared but did not claim ownership. I was told that the land is grazing land and not used for other purposes.

Garthbeibio (sic) appears in a Manorial Map of 1820 as situated in the Manor of Caerinion Uchcoed. The evidence in support of the Trustees' claim is the same as that adduced in relation to CL 15 (Ref: 276/U/89), and this Manor is included in the property comprised in the Assent of September 1956. For the reasons appearing in my Decision on CL 15, I am satisfied that the claimants, D H G Salt, G C A Macartney and V M E Holt are the owners of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register them as the owners 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

27 March

1982

H. J. Morris Smith

Commons Commissioner