



COMMONS REGISTRATION ACT 1965

Reference Nos. 278/D/1135-1211
278/D/1212-1213

In the matter of Pennard Cliffs and Burrows, Gower, Swansea

SUPPLEMENTAL DECISION

This supplemental decision is concerned with disputes affecting the Rights section of the Register relating to Unit No. CL13.

These disputes were heard (with others) by the late Mr David Burton, then Chief Commons Commissioner, at a hearing at Swansea County Hall held on 23 March 1998.

The question of rights was considered on page 2 of Mr Burton's Decision dated 7 July 1998 where, after reciting that the ancient feudal rights had perished by unity of seisin, Mr Burton referred to an agreement between the parties represented before him that:

"seven farms had acquired rights of grazing by prescription, and [the parties] undertook to supply me with drafts of the requisite entries. These are not yet to hand and I shall therefore deal with the Rights Section of the Register in a supplemental decision in due course".

These drafts have now been agreed and, so far as rights are concerned, are contained in a schedule a copy of which is annexed to this decision. It has been requested by the solicitors for the parties that I should write this Decision without any further hearing. This request is expressed in two letters to the Assistant Clerk to the Commons Commissioners, namely:

- (a) a letter dated 3rd August 2000 from Davies, Ingram and Harvey; and
- (b) a letter dated 13th November 2000 from Edward Harris and Son.

I see no reason not to comply with this request.

In the above circumstances I have decided that the Rights Section should be in the terms set out in the annexed schedule in lieu of the present terms of that section: and that the entries currently registered in the Rights Section, and not shown on the said schedule to be confirmed, will not be confirmed and therefore become void.



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 August 2001

Jan Romer
Chief Commons Commissioner

THE CITY AND COUNTY OF SWANSEA
 CYNGOR SIR A DINAS ABERTAWNE
 COMMONS REGISTRATION ACT 1965

SCHEDULE OF RIGHTS TO BE CONFIRMED REGISTER UNIT CL 13

17	730 16 May 1968	Ivor Jones High Pennard Farm Pennard Swansea. OWNER	Rights of pasture. To graze (a) 25 head of cattle; or (b) 25 ponies; or (c) 125 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. [These rights also extend over CL15 See Entry No. 71; CL16 See Entry No. 24; and CL17 See Entry No.24]	High Pennard Farm, Pennard comprising O.S. Nos Part 440, 448, 476, 477, 478, 479, 480, 481, 482, 483, 484 and 485 on the O.S. Map [1915 Edition] Glamorgan Sheet Nos XXX11.5 and XXX11.9 totalling 38.24] acres, as shown edged red on the map bearing the number of this registration.
18	731 16 May 1968	Edgar Glyn Jones Hunts Farm Pennard Swansea. OWNER	Rights of pasture. To graze - (a) 82 head of cattle; or (b) 82 ponies; or (c) 410 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. (These rights also extend over CL15 See Entry No 72; CL16, See Entry No.25; and CL17 See Entry No. 25).	Hunts Farm, Pennard, comprising O.S. Nos. 331b, 426, 427, 428, 431, 432, 433, 434, 444, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, Part 471, Part 472, Part 473, 475 on the O.S. Map [1915 Edition] Glamorgan Sheet Nos XXX11.5 and XXX11.9 totalling 118.065 acres, as shown edged red on the map bearing the number of this registration.
28	1545 26 June 1968	G. D. Gadsden Ltd Great Southgate Farm Southgate Swansea. TENANTS	Rights of pasture. To graze - (a) 35 head of cattle; or (b) 35 horses; or (c) 140 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. (These rights also extend over CL15 See Entry No 94; CL16 See Entry No. 36; and CL17 See Entry No. 36).	Great Highway Farm, Pennard, comprising O.S. Nos. Part 194, 196, 197, Part 198, 200c, Part 250, Part 251, 252, 260, 261, Part 262, on the O.S. Map [1915 Edition] Glamorgan Sheet No. XXX11.1 totalling 51.609 acres, as shown edged red on the map bearing the number of this registration.

					<p>Land at Vennaway Lane, Parkmill, [Woodlands] comprising O.S. Nos. Part 211, and Part 212, on the O.S. Map [1915 Edition] Glamorgan Sheet No. XXXII.1 totalling 6.72 acres, as shown edged red on the map bearing the number of this registration.</p>	<p>Right of pasture. To graze- (a) 5 head of cattle; or (b) 5 ponies; or (c) 25 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. (These rights also extend over CL15 See Entry No. 114).</p>	<p>Terence Horatio Watts. Woodlands, Vennaway Lane, Parkmill, Swansea. OWNER OF PART TENANT OF PART</p>	<p>1863 28 June 1968</p>	<p>45</p>
		<p>Trustees of Mrs. Mary Dulcibel Francis Vivian 1960 Settlement. Michael Hugh Vivian, 14 Roland, Way, London SW7. And Ernest George Gibbs. "Dinas", Oxwich Green, Oxwich, Swansea. OWNER C/o W. H. Cooke & Arkwright, 92 Park Street, Bridgend.</p>	<p>2353 31 Dec 1969</p>	<p>Part 51 51</p>	<p>Rights of pasture. To graze- 22 head of cattle and their calves 170 sheep, a combination of such stock pro rata; over the whole of the land comprised in this register unit.</p>	<p>Widgegate Farm, Pennard, comprising O.S. Nos. 239, 240, 241, 242, 243, 310, 311, 312, 313, 314, 315, and 319 on the O.S. Map [1915 Edition] Glamorgan Sheet No. XXXII.1, totalling 33.774 acres, as shown edged red on the map bearing the number of this registration.</p>			

60 A	2375 1 Jan 1970	Lawrence Hugh Brown. Little Southgate Farm, Pennard, Swansea. TENANT.	Rights of pasture. To graze - (a) 13 head of cattle; or (b) 13 ponies; or (c) 65 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. [These rights also extend over CL15 See Entry No. 159; CL16 See Entry No. 53; and CL17 See Entry No. 52].	Little Southgate Farm, Pennard, comprising O.S. Nos. Part 342, Part 343, Part 405, Part 406, Part 407, Part 412, Part 413, Part 280, and Part 281 on the O.S. Map [1915 Edition] Glamorgan Sheet No. XXXII.1, and XXXII.5 and 9, as shown edged red on the map bearing the number of this registration.
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60 B	2375 1 Jan 1970	Lawrence Hugh Brown. Little Southgate Farm Pennard Swansea. TENANT	Rights of pasture. To graze - (a) 54 head of cattle; or (b) 54 ponies; or (c) 270 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. (These rights also extend over CL15 See Entry No. 159; CL16 See Entry No. 53; and CL17 See Entry No. 52).	Hael Farm, Pennard, comprising O.S. Nos. 334, 335, 336, 304, 415, 416, 417, 418, 419, 420, 421, 422, 424, 425, 425a, 462, 463, Part 464, Part 468, 470 on the O.S. Map [1915 Edition] Glamorgan Sheet No XXXII.1 and XXXII.5 and 9 as shown edged red on the map bearing the number of this registration.
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63	1032 13 June 1968	Barbara Conway Brook Shirecombe Southgate Swansea. OWNER. Gerald David Gadsden Great Southgate Farm Southgate Swansea. TENANT	Rights of pasture. To graze - (a) 37 head of cattle; or (b) 37 horses; or (c) 185 sheep; or (d) a combination of such stock pro rata; over the whole of the land comprised in this register unit. (These rights also extend over CL15 See Entry No 162; CL16 See Entry No. 55; and CL17 See Entry No. 54).	Great Southgate Farm, Pennard, comprising O.S. Nos. 348, 374, 375, 376, 377, 377a, 378, 379, 380, 381, 381a, 382, 383a, 385, 386, Part 388, 389, 390 and 392 on the O.S. Map [1915 Edition] Glamorgan Sheet Nos. XXXII.1 XXXII.5, XXXII.9, XXXI.4 and XXXI.8 totalling 59.236 acres as shown edged red on the map bearing the number of this registration.
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