



In the Matter of land known as Brynlfan
in the Parishes of Clynnog and Llanaelhaearn

SUPPLEMENTAL DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 113 in the Register of Common Land maintained by the Gwynedd County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Porthmadog on 25 February 1981.

At the hearing Mr O M Jones represented by Mr R W Roberts of the Farmers Union of Wales claimed to be the owner of the whole of the land. He produced a Conveyance dated 13 November 1941 in which he was the grantee. I referred in my decision dated 17 March 1981 to certain difficulties created by the description of the land on the Register when compared with the Conveyance but in the absence of any competing claim I decided in favour of the claimant.

Subsequently I received a claim from Mr G A Owen alleging that he was the owner of two Fields OS Nos. 418 and 212 which were part of the land of which I had decided that Mr Jones was the owner, with a request that the matter be reopened. After they had had ^{an} ~~an~~ opportunity of examining Mr Owen's documents of title, the Solicitors acting for Mr Jones admitted Mr Owen's title to these two fields and agreed to the case being reopened.

For this purpose I held a further hearing at Bangor on 26 April 1983 which was attended by Mr Owen, who produced a Conveyance dated 8 July 1977 in favour of his father Griffith Owen and himself of the farm known as Mynachdy Gwyn Clynnog in the third Schedule to which the two fields are specifically mentioned.

He also produced a valuation made in 1934 when his father became a tenant of the farm. His father's tenancy had continued until the purchase of the freehold and throughout that period the two fields had been completely fenced off from the remainder of the register unit. His father ~~died in 1939~~ is dead.

On this evidence I am satisfied that Mr G A Owen is the owner of the two fields and amend my earlier decision accordingly. I shall direct the Gwynedd County Council as registration authority to register him as the owner of these two fields 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

9th 1983

day of

June

1983

George H. H. H.

Commons Commissioner