



In the Matter of land known as Mynydd
Talyfan (part) Henryd

DECISION

This reference relates to the question of the ownership of the land above mentioned being the part of the land comprised in the Land Section of Register Unit No. CL.49 (C) in the Register of Common Land now maintained by the Gwynedd 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 Mrs Eileen Caswell 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 Bangor on 12 March 1985.

Mr Selwyn of Jeffreys & Powell, Solicitors of Brecon appeared for Mrs Caswell. No other person appeared or was represented at the hearing. The evidence produced in this case was the same as that produced in the case Reference No. 274/U/46 relating to the adjoining unit CL.11. The two cases were heard together for the reasons set out in my decision in that case dated 10 October 1986 (a copy of which is annexed hereto) Mrs Caswell's claim much fail.

On this evidence I am not satisfied that any person is the owner of the land, and it 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 10th day of October 1986

George H. H. H.
COMMONS COMMISSIONER