



COMMONS REGISTRATION ACT 1965

Reference Nos 54/D/50, 51 & 52

In the Matter of Wain, Tafolog, Orddu,
Craig Wenallt, Bryn Bras, Llanfor,
Meirionnydd D

DECISION

These disputes relate to the registration at Entry Nos 19 and 27 in the Rights Section of Register Unit No CL. 48 in the Register of Common Land maintained by the former Merioneth County Council and are occasioned by Objection No 471 made by Elizabeth Jones & Son and noted in the Register on 11 September 1972 and the duplicated registrations at Entry Nos 19 and 27 in the said Rights Section.

I held a hearing for the purpose of inquiring into the dispute at Dolgellau on 28 July 1976. The hearing was attended by Mr G Lloyd of Messrs Guthrie Jones & Jones on behalf of Mrs [^] J Jones and her son Mr D G Jones. Mr G C Jones did not appear.

Mr Lloyd explained that a partnership which had previously existed between Mrs E J Jones and her two sons, D G Jones and G ^C Jones had been dissolved, and that it was in these circumstances that G ^C Jones made the application the subject of Entry No 19 and Mrs Jones and her other son made the application the subject of Entry No 27. These Entries are identical and the rights are appurtenant or appendant to the property for which they are claimed and the name of the applicant once the rights are confirmed will not be of any significance.

Mr Lloyd further informed me that the farm, Wanallt Fawr, was prior to the death of the late Mr Alfred Jones, in his ownership, that Alfred Jones died on 16 July 1960 and his will was proved by Barclays Bank Trust Company Ltd who have not yet assented to its vesting in Mrs [^] J Jones as tenant for life.

In these circumstances I refuse to confirm Entry No 19, and I confirm Entry No 27.

I did at the hearing suggest that Barclays Bank Trust Company should have been the applicant and that I would modify column 3 accordingly but on reflection I have come to the conclusion that since the Bank did not in fact make the application I have no power to make that modification.

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 August 1976

C. A. Le H. G.

Commons Commissioner