



COMMONS REGISTRATION ACT 1965

Reference No. 58/U/9

In the Matter of a tract of Land near North Gate Lane,  
Rhayader

DECISION

This reference relates to the question of the ownership of land known as a tract of land near North Gate Lane, Rhayader being the land comprised in the Land Section of Register Unit No. CL.72 in the Register of Common Land maintained by the Radnorshire 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 no person claimed to be the freehold owner of the land in question and no one 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 Llandrindod Wells on 6th June 1973.

Councillor D.M. Lloyd, a member of Rhayader Parish Council, attended the hearing on behalf of the Parish Council and gave evidence. He produced the original Rhayader Parish Award, together with the Plan of Allotments under the Rhayader Enclosure 1829. The land in question was allotted by the Award as a public watering place. There is a spring on the land, but the land has long since been used by the public simply as a means of access from the public highway to the bank of the River Wye. The land has been maintained by the Parish Council, which has for many years employed a man to clip the hedge on the land.

For these reasons I am satisfied that Rhayader Parish Council is the owner of the land, and I shall accordingly direct the Radnorshire County Council, as registration authority, to register Rhayader Parish Council as the owner 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 this 23<sup>rd</sup> day of July 1973.

*H. E. Francis*

Commons Commissioner