



COMMONS REGISTRATION ACT 1965

Reference No. 276/D/380-381

In the Matter of Fawnog Common,
Llanghiew

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section and Entry No. 1 in the Rights Section of Register Unit No. CL 5 in the Register of Common Land maintained by the former Montgomeryshire County Council and is occasioned by Objection No. 6 made by T H Watkins and noted in the Register on 25 December 1969.

I held a hearing for the purpose of inquiring into the dispute at Welshpool on 3 June 1980. The hearing was attended by Mr J M Williams, the successor to the applicant for registration of Rights Entry No. 1, and by Mr E B Roberts, Solicitor, on behalf of Mr T H Watkins.

The land was registered as common land in consequence of the application to register Right No. 1 which is a right to graze and take firewood. The Objection is on the ground that the land was not common land:

Mr Williams said that he had no evidence of the rights or of their exercise and he himself had never exercised them. In these circumstances I refuse to confirm the registrations.

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

14 July

1980

L. J. Morris Smith

Commons Commissioner