



COMMONS REGISTRATION ACT 1965

Reference No. 276/U/145

In the Matter of part of the Great Forest of Brecknock,
Cribarth

DECISION

This reference relates to the question of ownership of the land comprised in the Land Section of Register Unit No. CL.49 in the Register of Common Land maintained by the former Brecon 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 Brecon on 24 January 1989.

At the hearing Mr N M Rolt, solicitor, appeared on behalf of Powys County Council as Highway Authority; Mr J P Jones, solicitor, appeared on behalf of the Welsh Water Authority; Mr D J Powell, solicitor, of Messrs. Jeffreys and Powell, Brecon appeared on behalf of the Executive Committee of the Allotment Holders or Commoners of the Great Forest of Brecon and Mrs B Morgan represented the Registration Authority.

The whole of the unit land has been referred to me as unclaimed land.

The claim of Powys County Council

Mr Rolt on behalf of the County Council claimed ownership of two quarries (numbered 7 and 8 in the award) which were awarded to the surveyors of roads under the Enclosure Award of 10 June 1819 - see my decision reference no. 276/U/44 of today's date.

It is quite clear that these quarries as shown on the award map fall within the unit land and for the reasons given in that decision I am satisfied that the Powys County Council are the owners.

Since the area of these quarries is not very clearly defined on the award map the Water Authority and the County Council have agreed that their boundaries are as shown on the plan attached to this decision. I shall accordingly direct the Registration Authority to register the Powys County Council as the owner of the land under section 8(2) of the Act of 1965.

The Water Authority's Claim

Mr Jones claimed the remainder of the unit land.

It is clear from the plan attached to the indenture of 31 December 1920 (see my decision in reference 276/U/44 above) that the whole of the land included in this reference was conveyed to Swansea County Borough Council. That being so, for the reasons given in that decision I am satisfied that it is now vested in the Welsh Water Authority.



I shall accordingly direct the Powys County Council, as registration authority, to register that Authority 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

20th

day of

February

1989

Peru Landon-Davis

Chief Commons Commissioner

Common land

10,560 or 6 Inches to 1 Mile

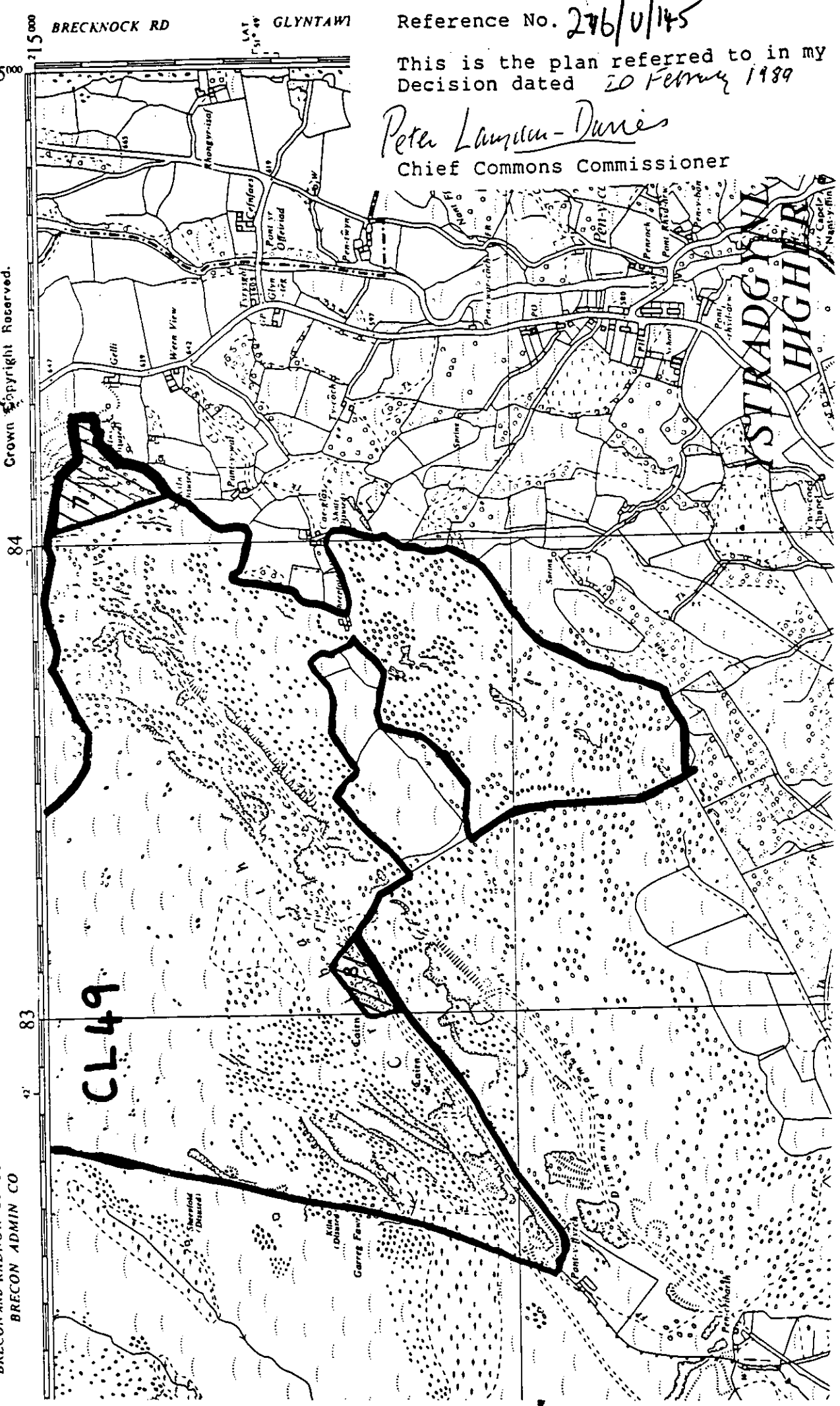
BRECON BEACONS NATIONAL PARK COMMITTEE

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BRECKNOCKSHIRE
BRECON AND RADNOR CO CONST
BRECON ADMIN CO

Limestone quarries
7 and 8



Reference No. 276/0/145

This is the plan referred to in my Decision dated 20 February 1989

Peter Laurden-Davies
Chief Commons Commissioner