



COMMONS REGISTRATION ACT 1965

Reference No. 276/U/102

In the Matter of Upper Hill,
Llanwyddelan and Tregynon, Montgomery D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 41 in the Register of Common Land maintained by the former Montgomeryshire 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 the Rt Hon. David Third Baron Davies ("Lord Davies") claimed to be the freehold owner of the land in question ("the Unit land") 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 Welshpool on 24 February 1982. At the hearing Mr T Jones, Solicitor, of the firm of Williams, Gittins and Tomley, appeared on behalf of the claimant. Mr H Davies, of the Powis Estate Office, was also present but did not make a claim to ownership.

By a Conveyance dated 25 March 1914 there was conveyed to Gregynog Estates Limited ("Gregynog") freehold property of some 7400 acres which included the Unit land. By a Conveyance dated 28 March 1969 Gregynog (having changed its name) conveyed the Unit land with other property to Dinam Estates Company ("Dinam"): and finally by a Conveyance dated 3 April 1969 the unit land (and other property) was conveyed by Dinam, then in liquidation, to Lord Davies.

On this evidence I am satisfied that Lord Davies is the owner of the Unit land, and I shall accordingly direct the Powys County Council, as registration authority, to register him 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

29 March

1982

L. J. Morris Smith

Commons Commissioner