



COMMONS REGISTRATION ACT 1965

Reference No. 276/U/100

In the Matter of Y Figyn, Castle Caereinion,
Gullsfield without and Welshpool, 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 2 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 Powis Castle Estate Trustees (HDG Salt, CGA Macartney and VME Holt) claimed to be the freehold owners 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 the Powis Trustees were represented by Mr H Davies of the Powis Estate Office. Four applicants to register rights (now final), W Haynes, G Haynes, E T Owen and I B Jones were present but did not claim ownership.

The Trustees' claim is based on their ownership of the Manor of Llanerchudol. A 1780 Survey of the Estates of the Earl of Powis includes Figyn Common in the Manor of Llanerchudol, which appears in the 1820 Manorial Map and the 1956 Vesting Assent referred to in my Decision on CL 15 (Ref: 276/U/89). The evidence given in that case as to the title of the present Trustees is applicable to this case and for the reasons given in the Decision on CL 15, I am satisfied that the Trustees are the owners of the land, and I shall accordingly direct the Powys County Council, as registration authority, to register them as the owners 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

30 March

1982

Commons Commissioner