



**Llywodraeth Cymru
Welsh Government**

**DEREGISTRATION AND EXCHANGE ORDER
Commons Act 2006, sections 16 & 17**

WHEREAS:

1. The Welsh Ministers are the appropriate national authority in relation to Wales for the purposes of section 16 of the Commons Act 2006 ('2006 Act') as read with the Deregistration and Exchange of Common Land and Greens (Procedure) (Wales) Regulations 2012 (S.I. 2012/738 (W.98)) ('the 2012 Regulations').
2. The Welsh Ministers have appointed the Planning Inspectorate Wales ('PINS') in accordance with regulation 3 of the 2012 Regulations, to carry out the procedural work required for section 16 applications, including the making of recommendations to Welsh Ministers on whether or not an application should be approved.
3. Dŵr Cymru Cyfynedig as the owner of both the land described in the First Schedule and more particularly delineated edged red and labelled 'Release Land' on the Land Exchange Plan attached to this Order ('the release land'), and of the land described in the Second Schedule and more particularly delineated edged light green and labelled 'Replacement Land' on the said plan ('the replacement land'), has applied to PINS under section 16 of the 2006 Act for the release land to cease to be registered as common land and for the replacement land to be so registered in its place.
4. The replacement land is land to which Part 1 of the 2006 Act applies, and is not already registered as common land or as town or village green.
5. The application has been duly publicised in accordance with the 2012 Regulations, and the Welsh Ministers have had regard to the matters specified in section 16(6) and (8) of the 2006 Act, and taken account of any representations duly made to them in accordance with the 2012 Regulations.

6. The Welsh Ministers have granted this application.

Deregistration of Release Land

NOW the Welsh Ministers, pursuant to section 17(1) of the 2006 Act, **HEREBY ORDER** Merthyr Tydfil County Borough Council, as commons registration authority for the area in which the release land is situated, to remove the release land from its register of common land by amending register unit CL38 to exclude the release land.

Registration of Replacement Land

NOW the Welsh Ministers, pursuant to section 17(2) of the 2006 Act **HEREBY ORDER** Merthyr Tydfil County Borough Council, as commons registration authority for the area in which the replacement land is situated:

- a) to register the replacement land as common land, by amending register unit CL38 to include the replacement land;
- b) to register as exercisable over the replacement land (in addition to remaining exercisable over the remainder of the land comprised in register unit CL38) any rights of common which, immediately before the date on which the release land is removed from the register, are registered as exercisable over any part of the release land.

FIRST SCHEDULE The Release Land

Colour on Plan	Description	Owner	Area
Edged in red and labelled 'Release Land' on the Land Exchange Plan attached to this Order	Part of Merthyr and Gelligaer Common (CL38). Forms part of Pengarnddu service Reservoir lying to the north of Pengarnddu Industrial Estate. The Release Land is adjacent to the existing covered water reservoir and is predominantly grassland.	Dŵr Cymru Cyfynedig	1.65 Hectares

SECOND SCHEDULE
The Replacement Land

Colour on Plan	Description	Owner	Area
Edged in green and labelled 'Replacement Land' on the Land Exchange Plan attached to this Order	Adjoining Merthyr and Gelligaer Common. Located to the north west of Blaen Rymeny Reservoir Llechryd Rhymney Tredegar. The Replacement Land is moorland consisting of upland unimproved grassland.	Dŵr Cymru Cyfynedig	3.99 Hectares

Signed by Lesley Griffiths MS, Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers:



Lesley Griffiths AS/MS

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig, un o Weinidogion Cymru
Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers

Date: 26 March 2021