

Cyngor Sir CEREDIGION County Council

Alun Williams

Pennaeth Cefnogi Polisi /

Head of Policy Support

Neuadd Cyngor Ceredigion, Penmorfa, Aberaeron, SA46 0PA

www.ceredigion.gov.uk



Aeron Vale Allotments

By e-mail

request-375445-b008504a@whatdotheyknow.com

Dyddiad
Date

11th April 2017

Gofynnwch am
Please ask for

Mr Alun Williams

Llinell uniongyrchol
Direct line

01545 574115

Fy nghyf
My ref

AW/N-JW/IR10523

Eich cyf
Your ref

Ebost
Email

Alun.williams2@ceredigion.gov.uk

Dear Sirs,

Case Reference Number FS50671293

I write following correspondence from the Information Commissioner's Office (ICO) in relation to your complaint about the Authority's handling of your request under the Freedom of Information Act 2000 (FOIA) dated 27th March 2017.

The Council has reviewed your initial request dated 5th December 2016, the Council's response of the 20th January 2017 and your response of the 23rd January 2017.

In relation to questions 1 and 2 of your December request it is noted that Mr Hinchliffe provided you with a copy of the Council's title to the land in question, being a Conveyance dated 10th May 1938 but that this copy was not of the best quality. Having investigated the deed packets further a better quality certified copy of the deed has been located and I attach a scan of it hereto. The land in question is clearly shown on the plan as being conveyed to the Council's predecessor authority and this land is now held by the Council as successor in title and I attach an epitome of title showing the devolution of title from Cardiganshire County Council to Ceredigion County Council. You have raised a query relating to the sale-off of land to the Davies' contained within the earlier Agreement for sale dated 01/12/1937 however this is simply a reference to land which had already been sold off by the previous owner and which did not therefore form part of the sale plan in the 1938 Conveyance.

In respect of question 3 this is not applicable as the Council owns the freehold to the land absolutely therefore possessory title is not applicable.

In respect of question 4 the Council attaches copies of the allotment licences granted in 2008 and 2009 on the land (unfortunately the Council only holds a black and white copy of the plan attached to the 2009 Licence but the area licensed is clearly hatched). Names and addresses of third parties have been redacted from the copy licences as they are personal information and the Council is exempt from disclosing personal information under s.40(2) of the Freedom of Information Act 2000. The Council has not sold off any of the allotment land therefore holds no

Rydym yn croesawu gohebiaeth yn Gymraeg a Saesneg. Cewch ateb Cymraeg i bob gohebiaeth Gymraeg ac ateb Saesneg i bob gohebiaeth Saesneg. Ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome correspondence in Welsh and English. Correspondence received in Welsh will be answered in Welsh and correspondence in English will be answered in English. Corresponding in Welsh will not involve any delay.

Prif Weithredwr / Chief Executive :

Dirprwy Brif Weithredwr / Deputy Chief Executive :

Cyfarwyddwyr Strategol / Strategic Directors :

Bronwen Morgan

Eifion Evans

Huw Morgan Cymunedau Cynaliadwy / Sustainable Communities

Barry Rees Dysgu a Phartneriaethau / Learning and Partnerships

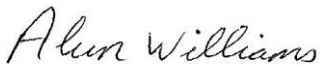
Sue Darnbrook Gofal, Amddiffyn a Ffordd o Fyw / Care, Protection and Lifestyle

further conveyances since the acquisition conveyance in 1938.

You are correct in stating that the land is not registered and this is due to the fact that the land was not required to be registered in 1938 (compulsory registration did not come into effect until 1989) and as the Council has not disposed of the land there has not been an obligation to register the land. The Council has no current plans to undertake a voluntary registration of the land at this moment in time.

I fully acknowledge and regret the difficulties you have experienced which the review has considered and I hope that the information provided is helpful.

Yours sincerely,

A handwritten signature in cursive script that reads "Alun Williams".

Alun Williams
Head of Policy Support

Cc Jim Dunn, Information Commissioners Office