

HOLME VALLEY PARISH COUNCIL (GRAVESHIP OF HOLME) LAND CHARITY

MINUTES OF THE COUNCIL ACTING AS TRUSTEE HELD ON MONDAY 03 AUGUST 2009

Those present :

Chairman : Cllr Mrs J M Roberts

Vice-Chairman : Cllr Mrs R Bratt

Councillors : Cllr L Bailey, Cllr Mrs M Bower, Cllr G Christofi, Cllr G Cropper, Cllr R P Dixon, Cllr T W Dixon, Cllr Mrs D Hall, Cllr P Hirst, Cllr Mrs J M Osborn, Cllr P Robinson, Cllr P Searby, Cllr B A Smith, Cllr Mrs M Walker

Officers : Mrs S S Barber, Mrs M A Bewick

09 01 To accept apologies for absence

Apologies for absence were accepted from Cllrs Dearnley, Firth, Kaye and Otterburn.

(SSB to check numbering of paragraphs - do I start at 09 01 again - as this is the first meeting of Council as Trustee meeting in 2009-10?)

09 02 To approve the Minutes of the Meeting of the Annual Council as Trustee

RESOLVED: That the Minutes of the meeting held on 18 May 2009 numbered 09 01 - 09 08 inclusive be approved.

09 03 To approve the Minutes of the Charity Committee

RESOLVED: That the Minutes of the meetings held on 20 May 2009 numbered 09 01 - 09 08 inclusive, 17 June 2009 numbered 09 09 - 09 16 inclusive, and 8 July 2009 numbered 09 17 - 09 24 inclusive, be approved.

09 04 Action Plan

A copy of the Action Plan as recommended by the Charity Committee, had been circulated to Members. Two specific sites would be retained for the benefit of the community, a number of sites would be sold at auction, discussions with a planning consultant and the Planning Authority would take place on a number of sites with development potential, and there would be further consideration on a number of complex sites (with tenancy, unauthorised access or encroachment issues).

RESOLVED: That the Action Plan relating to the future use of sites held by the Charity be approved.

The next stage of implementation of the Action Plan was considered during subsequent items on this agenda.

09 05 To consider action in relation to specific sites

Cowcliff Hill Road, Strines Moor: Members noted the receipt of Notices and correspondence from the Land Registry, regarding an application for adverse possession. A holding response had been sent to one Notice, where objections were originally required by 30 July 2009. An extension had now been granted, to 13 August 2009. Objections to a second Notice were required before 12 noon on 9 October 2009. Members agreed that legal advice should be sought, from the solicitors who had dealt with issues relating to this site previously. The Clerk to provide copies of all relevant correspondence to the solicitors and instruct them to prepare objections to both Notices on behalf of the Council (as Trustee).

RESOLVED: That the Clerk be authorised to instruct the solicitors to act on behalf of the Council (as Trustee), in preparing and submitting objections to both Notices, before the deadlines.

09 06 Administrative Matters

(1) Report on progress of Charity Committee: Members accepted the report prepared by the Administrative Support Officer, summarising the progress made by the Charity Committee since the last Council (as Trustee) meeting.

RESOLVED: That the report be accepted.

(2) Appointment of advisers to act on behalf of the Council as Trustee: Members noted the recommendations of the Charity Committee to appoint a Planning Consultant, following a number of presentations made by potential advisers.

RESOLVED: That approval be given to the appointment of a Planning Consultant, as recommended by the Charity Committee.

(3) Appointment of other advisers (including auctioneers and solicitors): Members noted that a number of potential advisers had been considered by the Charity Committee and, subject to clarification on a number of matters by the advisers, the Charity Committee would be in a position to appoint an auctioneer and solicitor in the near future.

RESOLVED: That, under delegated powers, the Charity Committee be authorised to
(i) appoint advisers, including an auctioneer and solicitors, as necessary, once satisfied on a number of matters currently requiring clarification.
(ii) instruct the appointed auctioneer and solicitor, to organise the first auction of sites as detailed on the approved Action Plan.

Once the auction had taken place and a number of sites sold, further considerations and public consultations would take place to seek ideas on how the funds should be used to the benefit of the community, in accordance with the object of the Charity.

09 07 Freedom of Information Act 2000 - to agree what information will be made available to the public

RESOLVED: That, under the Council's Publication Scheme, supporting papers for any item within the public session of the meeting be made available, if requested, after approval of the Minutes by the full Council.

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Chairman