

TUTBURY PARISH COUNCIL

A meeting of the Parish Council was held in the Charity Office, Duke Street, Tutbury on Monday 16 July 2012.

Those present were Cllrs P Steadman (Chairman), Mrs S Adams, Ms M Guest, Mrs J Taylor, W Crossley, F Crossley, G Wright. In attendance S Powell (Clerk).

45/1.0 APOLOGIES

1.1 Apologies were received from A Allen

46/2.0 CONSIDERATION OF THE SOLICITORS OPINION ON THE CASE FOR A JUDICIAL REVIEW IN RESPECT OF THE DEVELOPMENT AT BURTON ROAD

- 2.1 An opinion on the case for a judicial review had been received from Marrons Solicitors. The chairman read out the opinion to members.
- 2.2 Cllr W Crossley agreed with the comments on saved local plan policy NE1 and the prematurity arguments, but felt that there would be difficulties in pursuing a judicial review because of the lack of certainty about the outcome, the costs involved and the lack of available time to complete the necessary procedures before the courts deadline. Members concurred with this view. It was proposed by Cllr Guest, seconded by Cllr Wright and unanimously agreed, that the Council should not proceed with the judicial review of the processes and procedures involved in ESBC's decision to grant planning permission for the Burton Road development. It was further agreed that a public meeting be held to inform parishioners of the Parish Council's decision.
- 2.3 A discussion followed on the next steps for the Council, including whether or not to talk to planning officers and/or the developers about the section 106 agreement outlining community benefits arising from the development.
- 2.4 It was proposed by Cllr F Crossley, seconded by Cllr W Crossley and agreed by a majority decision that an ESBC planning officer be invited to the next Council meeting to explain what the 106 agreement entailed. It was further agreed that after the meeting with the planning officer, a meeting with the developers be arranged with the intention of reporting the outcome of both meetings to the public meeting referred to in minute 2.2 above.
- 2.5 The clerk was instructed to request paper copies of the Section 106 agreement and the (local plan) preferred options document for members.

47/3.0 DATE OF NEXT MEETING

- 3.1 The meeting closed at 8.45pm; the date for the next meeting was confirmed as 30 July 2012 at 7.30pm. Arrangements for other meetings were to be finalised once the availability of those attending was known.