

Minutes of the Meeting of Cherry Burton Parish Council held on **Thursday 4<sup>th</sup> October 2018** in the Sports Pavilion.  
Present:- Parish Councillors Peirson (in the Chair), Arandle, Stanley, Wardale (Minutes), Jeffrey, Dickinson, Baker.

10/18/X8 Apologies for absence  
J Wardale (Clerk)

10/18/X9 Declarations of Interest  
None

10/18/X10 Privacy Discussion  
It was agreed that a general progress update could be made in Public on the status of the County Court Claim involving the Parish Council but that details and possible options open to the Parish Council would be discussed in private and details only released after a Court decision had been made.

10/18/X11 Progress update of County Court Claim re Pond boundary

Two options were put forward by Cllr Peirson;

1. To continue with current offer to remove boxes, not dispute ownership of the land on which the boxes stand and maintain our current offer of £5,000 contribution to the Claimant's costs. Total costs, if accepted, could be around £10,000 which would include removing the boxes and re-drafting Settlement Agreement. If Court Action was lost there would be a risk of substantial costs of £20,000 - £40,000 upwards.
2. To continue with current offer but increase our offer of costs contribution to £10,000 as broadly suggested by ERYC Legal Advisor Steve Parker. The total costs, if accepted, could be around £15,000.

It was proposed that Option 1 would be chosen to be taken forward.  
**Resolved** – the proposal was carried by 5 votes to 2 votes. Cllrs Baker and Wardale voted against this proposal.

Following this vote, it was agreed that the Parish Council would investigate the services of a Solicitor with experience of planning and boundary disputes to assist with further advice, up to a cost limit of £2,000.

It was also agreed that Cllrs Jeffrey and Arandle on behalf of the Parish Council, assisted by Steve Parker (ERYC Legal Officer), would attend the Case Management Conference on 18th Oct at the Combined Court Centre, for further court directions if the two parties have not reached settlement.

The meeting ended at 9.30pm

