

## **Extraordinary meeting held on Monday 18<sup>th</sup> May 2021 at 6.30**

The meeting was a face-to-face meeting and Councillors and members of the public attending via Zoom can watch but not participate in discussion or vote as per the current legislation

### **Present**

Cllr J Hargreaves JH: T Davies TD: D Garnett DG: A Brown: AB Cooke BC

Public 2

Clerk - Ashchurch Rural PC

Cllr G Shurmer and 2 members of the public attended by Zoom

### **01/ Welcome**

The Chairman welcomed all to the Extraordinary meeting

### **02/ Apologies were received from Cllr Street**

### **03/ Declarations of interest**

None

### **04/ TO DISCUSS PROGRESS OF DISCUSSIONS WITH TEWKESBURY GARDEN TOWN TEAM AND AGREE FURTHER ACTION IN REGARD TO THE ASHCHURCH BRIDGE OVER THE RAILWAY (ABOR)**

JH informed the meeting discussions held with Garden Town, Northway Parish Council and Bredon parish council, all affected parishes by the above PA

Bredon have employed planning /building solicitor to consider blocking the application

TD added any legal action has to be on legal grounds not planning grounds, and will have to proceed with a judicial review if non compliance

There are deadlines that must be adhered to, following 22nd April planning decision, any proceedings must commence by 3rd June so time is of the essence

Need advice from barrister in the form of a pre application protocol letter

Total cost of judicial review is between £30-40 thousand pounds

Total cost to ARPC if we lose would be 10k

Total cost to TBC if they lose would be £35000 as its capped

Legal advice would be £5000 in the first instance

Bredon have begun the process and will send the planning protocol letter

There are legal grounds including that the PA is and an integral part of a wider development and should be considered as a whole, and the absence of an environment statement EIA is a breach of regulations. They also do not seem to have complied with all necessary planning regulations

Bredon have received pledges from Kemerton, and Northway PC plus other members of the public

Northway parish will be severely affected

ARPC need to agree to spend up to £2500

If we win then TBC will have to start the planning process again

Lawyer is also working on other points including declaration of interest and bias of Councillors

This is just Phase 1, solicitor will to send letter to barrister for his opinion, we will then review the situation

AB noted Aston on Carrant have made a formal complaint

Crowd funding along with stop Ashchurch bridge may result in enough funding to cover costs and we may get it back but all this depends on original legal advice

Decision is needed to decide which PC can lead as it can't be all three. Bredon is not in Borough so not ideal for them to do it but we do not have decide at this point

Contribution is affectively a loan and could be returned back to us if enough is raised

Members asked to not broadcast details of this meeting at this stage

AB proposed ARPC is prepared to commit £2500 for the judicial review seconded BC and all members in favour

TD added apparently there are also planning grounds but will leave to the lawyers

Might have to call a further next meeting to agree the next stage

**05/ Noted next meeting on 24th May is the AGM**

Meeting ended 7.10pm