

ADDERBURY PARISH COUNCIL

Date of Parish Council Meeting	Tuesday 30 April 2019
Agenda Item Number	<i>Item 10 (ii)</i>
Author	Garrad Millier
Title of Report	Formal request for cessation of discussions on the two failed applications for Judicial Reviews
Summary	A request for ending the un-helpful and unnecessary discussion on the matter of the failed applications for Judicial Reviews.
Recommendation(s)	<ol style="list-style-type: none"> 1) That discussion relating to the moot point of the failed applications for Judicial Reviews be dropped as the matter has been closed. It has become a deadlocked, divisive issue which is making poor use of APC time and resources. 2) That if complaints, accusations, et cetera wish to be made that they be made outside of meetings. 3) That formal agenda items regarding this matter only be added as long as new, revelatory or perfunctory facets of this will be discussed.
Reasons for the Recommendation(s)	<p>During the last few months, as this case has come to its legal end, the JR has dominated undue volumes of time during meetings and has been no doubt a great tax on the clerk's time. This is not to mention the volume of energy undoubtedly expended during the initial endeavour. The matter has been finalised by the courts and the Parish council has been reimbursed its costs. No malfeasance or any other nefarious behaviour was attributed to any party. This was the conclusion reached by a powerful, independent entity. Continued debate on the matter has become a major time vacuum. Time which could be much better spent on discussion of current topics. Moreover, it does not seem unreasonable to assume that this topic has been given to breed nought but ill-will and erosion of positive thinking and attitudes amongst councillors. Therefore, given that the case has been closed with no wrong-doing attributed and given that further discussion has been unproductive at best, it is requested respectfully that we as a council move on from it.</p>
Impact on Budget	Nil
Risks	That incessant reprising of the argument will continue to drain onerous amounts of time, energy and good-will from APC meetings and discourse.
Background	Two applications for Judicial Reviews were submitted to the High Court. The Parish Council fought both applications, the applications both failed and the Parish Council was subsequently reimbursed for its costs of £6100.
Supporting documents; advice, reports etc should always be attached to the report and listed here	Information on this matter has been circulated to Councillors, including the legal advice which the Parish Council asked to be circulated to all Councillors relating to the costs orders and the reimbursement of the PC's costs.