

Dilton Marsh Parish Council

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Minutes of an extraordinary meeting of the Parish Council held on
Thursday 10th April 2025 in the Holy Trinity Church, Dilton Marsh at 7.00 pm.

Present: Cllr Irving, Cllr Jones, Cllr Williams, Cllr Leigh, Cllr Dopheide, Cllr Morland and Cllr Ness. Cllr Collins arrived at 7.25 pm.

In attendance: Nicola Duke (Parish Clerk) and 4 members of the public.

Members of the public were invited to make representations to the Council on any matters relating to the work of the Council or to raise any issues of concern:

- Mr Bill Jarvis thanked the Parish Council for its efforts in the matter of the potential Judicial Review challenge relating to land to the rear of 117 High St, and for obtaining the legal opinion from Counsel. He stated that, due to the opinion received, he could see that such a challenge was not viable. He thanked the PC for its efforts in supporting the community in this matter, on behalf of the village. He also suggested that other parties in the village may wish to take this matter forward and the Chair confirmed that, if this was the case, the PC would be content to discuss the issues with them.
- Mr Ray Jones asked the Council why it was considering not publishing the full opinion from Counsel, which public funds had paid for. The Chair confirmed that this document would remain legally privileged at the current time, give that the deadline for launching a JR had not passed. The Council would reconsider this decision at a later date, if this was felt to be appropriate.

3358	Apologies for absence Cllr Gibbs due to a prior commitment, accepted. Cllr Howells was absent.
3359	Declarations of Interest and Dispensations to Participate None.
3360	Legal Proceedings Members had been provided with a copy of the opinion from Counsel as to the merits of launching a Judicial Review into the Planning Inspectorate's decision to allow the appeal for development to the rear of 117 High Street, Dilton Marsh. It was noted that the summary of this advice stated that Counsel did not consider there to be any realistic prospect of a challenge succeeding. Members considered this opinion and, given the fact there was no realistic prospect of a Judicial Review challenge being successful it was resolved not to launch legal proceedings (proposed Cllr Dopheide, seconded Cllr Jones). In reaching this decision members noted their duty of care to protect the public purse. Members agreed that, at the current time, the full opinion from Counsel would be treated as legally privileged. This decision would be re-visited if members felt this to be appropriate.
3361	Meeting schedule Thursday 17 th April 2025.

There being no further business the meeting was closed at 7.17 pm.