

**Minutes of the Meeting of Burley Parish Council  
held remotely via video conferencing on  
Tuesday 9<sup>th</sup> March 2021 at 7.30pm**



**Present:** Councillor Debbie Cox  
Councillor Vicky Evans  
Councillor Bob Felstead  
Councillor Jan Lepley (Chair)  
Councillor Gary Scott  
Councillor Chris Turner  
Councillor Mike Wild

**Officers:** Clare Smith (Clerk)

**Also present:** 82 members of the public

**185/2021 Item 1 – Chairman’s Remarks**

Councillor Lepley welcomed those present to the meeting.

**186/2021 Item 2 – Apologies for Absence**

Apologies were received from Councillor Duncan Ault.

**187/2021 Item 3 – Disclosures of Interest**

Declarations of interest were made in accordance with the Localism Act 2011 s32 and the relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 from:

- Councillor Felstead as a member of the Burley Objectors Group (non-pecuniary interest)
- Councillor Turner as a member of the Burley Objectors Group (non-pecuniary interest)

**188/2021 Item 4 – Dispensation Requests**

None requested.

**189/2021 Item 5 – Public Participation**

Members of the public raised the following matters:

1. There was a feeling of anger and disappointment regarding the decision and the Parish Council was asked to consider asking a planning lawyer to determine if there were grounds to challenge the decision through the Courts. This would cost £1,500.
2. Concerns were raised regarding the provision of secondary school places. Whilst a new primary school has been included within the proposal there is no additional provision for secondary school children which is very concerning.

**190/2021**      **Item 6 – Sun Lane Secretary of State Decision**

**RESOLVED** to receive and note the decision of the Secretary of State to grant planning permission for the demolition of the existing building, and outline planning permission (all matters reserved other than points of vehicular access into the site) for residential development (Use Class C3); education facility (Use Class D1); public spaces; landscaping; car/cycle parking; access routes within the site; drainage and other associated works, in accordance with application ref: 16/07870/MAO.

**191/2021**      **Item 7 – Response to Decision**

**RESOLVED** to approve £1,500 (+ VAT) to be spent on legal advice from a Planning Law firm (Richard Buxton Environment, Planning and Public Law) to establish whether there are any grounds for a Section 288 challenge against the Secretary of State’s decision. The Parish Council does not wish to be involved in nor liable for any further legal costs associated with a potential High Court appeal. This resolution is therefore strictly subject to the Parish Council gaining further legal advice which states that it will not be liable in any way should another party choose to file a Section 288 challenge as a result of the advice provided to the Parish Council by Richard Buxton Environment, Planning and Public Law.

*The meeting closed at 8:35pm*

Signed (Chairman, Councillor Lepley): \_\_\_\_\_ Date: \_\_\_\_\_