



# Shaftesbury Town Council

Town Hall, Shaftesbury, Dorset. SP7 8LY

Telephone: 01747 852420

Town Clerk: Mrs Claire Commons

e-mail: [enquiries@shaftesbury-tc.gov.uk](mailto:enquiries@shaftesbury-tc.gov.uk)

Website: [www.shaftesbury-tc.gov.uk](http://www.shaftesbury-tc.gov.uk)

VAT Reg No 241 1307 58

To: Members of Shaftesbury Town Council's Full Council (FC), Councillors Austin, Brown (Chair), Cook, Hall, Jackson, Kirton, Lewer, Loader, Perkins, Proctor, Taylor (Vice Chair), Todd. All other recipients for information only.

You are summoned to a meeting of the Full Council for the transaction of the business shown on the agenda below.

To be held at 7.00pm on Friday 10 August 2018 in the Council Chamber, Shaftesbury Town Hall

Claire Commons, Town Clerk

Members are reminded of their duty under the Code of Conduct

## Public Participation

The Chairman will invite members of the public to present their questions, statements or petitions submitted under the Council's Public Participation Procedure.

Members of the public and Councillors are entitled to make audio or visual recordings of the meeting provided it does not cause disruption or impede the transaction of business. Out of courtesy to those present, the Council requests that intention to record proceedings is brought to the Chairman's attention prior to the start of the meeting.

## Agenda

- 1 APOLOGIES ..... 2**  
To receive and consider for acceptance, apologies for absence
- 2 DECLARATIONS OF INTEREST ..... 2**  
Members and Officers are reminded of their obligations to declare interests in accordance with the Code of Conduct 2012. The Clerk will report any dispensation requests received.
- 3 CATTLE MARKET ..... 3**  
To receive an update from the Council's Barrister in relation to the Cattle Market.
- 4 PARISH POLL ..... 4**  
To consider any actions arising from the outcome of the Parish Poll of 9<sup>th</sup> August 2018
- 5 MACMILLAN COFFEE MORNING ..... 5**  
To consider hosting a coffee morning on 28<sup>th</sup> September 2018

(End)

**Administration for a meeting of the Full Council**  
**To be held at 7.00pm on Friday 10 August 2018 in the Council Chamber, Shaftesbury**  
**Town Hall**

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**1 Apologies**

To receive and consider for acceptance, apologies for absence

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***STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON***

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The Council (including committees) should approve (or not) the reason for apologies given by absent councillors. If a council member has not attended a meeting of the council (or its committees) or has not tendered apologies which have been accepted by the council (or committee), for six consecutive months, they are disqualified.

**1.1 Apologies received to date**

1.1.1 Councillor Loader due to a family commitment.

**2 Declarations of Interest**

Members and Officers are reminded of their obligations to declare interests in accordance with the Code of Conduct 2012. The Clerk will report any dispensation requests received.

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***STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON***

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**2.1 Declarations of Interest received to date**

2.1.1 Councillor Brown has declared an interest in items 4 and 5 as a member of North Dorset District Council

**Report 0818FC3 to a meeting of the Full Council**  
**To be held at 7.00pm on Friday 10 August 2018 in the Council Chamber, Shaftesbury**  
**Town Hall**

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**3 Cattle Market**

To receive an update from the Council's Barrister in relation to the Cattle Market.

**3.1 Summary**

- 3.1.1 A verbal update will be provided following the Council's meeting with the Barrister on 6<sup>th</sup> August 2018 in relation to the history of markets in Shaftesbury and the freehold of the Cattle Market site.

**Report 0818FC4 to a meeting of the Full Council**  
**To be held at 7.00pm on Friday 10 August 2018 in the Council Chamber, Shaftesbury**  
**Town Hall**

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**4 Parish Poll**

To consider any actions arising from the outcome of the Parish Poll of 9<sup>th</sup> August 2018

**4.1 Summary**

- 4.1.1 A Parish Poll has been called following a Parish Meeting called by six electors of the town. The poll is scheduled for 9<sup>th</sup> August 2018 with the count taking place that night.
- 4.1.2 The poll question is “Do you want Shaftesbury Town Council to fund and support a Judicial Review of the sale by North Dorset District Council of the Cattle Market site?”
- 4.1.3 At the General Management Committee meeting of 24<sup>th</sup> July 2018, representatives from ‘Justice for Shaftesbury’ reported that they had submitted a Judicial Review Claim in relation to the sale of the Cattle Market to the Administrative Court.
- 4.1.4 A copy of that Claim was deposited with the Town Council as it has been cited as the second defendant.
- 4.1.5 The Claim has not yet received the Court Seal and has therefore not yet been accepted and issued formally to the defendants cited in the Claim.
- 4.1.6 The Council cannot fund and support a Judicial Review in which it is also a defendant.

**4.2 Financial Implication**

- 4.2.1 The indicative costs of an unsuccessful Judicial Review could amount to £30,000 or more [http://publiclawproject.org.uk/wp-content/uploads/data/resources/6/PLP\\_Short\\_Guide\\_3\\_1305.pdf](http://publiclawproject.org.uk/wp-content/uploads/data/resources/6/PLP_Short_Guide_3_1305.pdf)

**4.3 Legal Implication**

- 4.3.1 Local Government Act 1972 s.222 provides for a local authority to prosecute or defend legal proceedings if it thinks that it is expedient for the promotion or protection of the interest of the inhabitants.

**4.4 Recommendation**

- 4.4.1 That the Council does not provide funds to support the Judicial Review already submitted to the Court as it is named as a defendant.

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***STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON***

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(End)

Report Author:  
Claire Commons, Town Clerk

**Report 0818FC5 to a meeting of the Full Council  
To be held at 7.00pm on Friday 10 August 2018 in the Council Chamber, Shaftesbury  
Town Hall**

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**5 Macmillan Coffee Morning**

To consider hosting a coffee morning on 28<sup>th</sup> September 2018

**5.1 Summary**

5.1.1 Councillor Taylor will speak to this item.

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***STRATEGIC PLAN AREA: EXTERNAL ENGAGEMENT, PHIL PROCTOR***

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(End)

Report Author:  
Claire Commons, Town Clerk