

WELSH CHURCH ACT ESTATE COMMITTEE

Decision Notice – Meeting, 31st January, 2022.

The Committee agenda is available [here](#).

The Meeting recording is available [here](#).

Present: Councillor M.R. Wilson (Chair), P. Drake (Vice-Chair); Councillors J.E. Charles, G.A. Cox, R. Crowley and S.T. Wiliam

Also present: Councillors K.P. Mahoney, R. Nugent-Finn and R.A. Penrose.

AGENDA ITEM 2. MINUTES –

RESOLVED – T H A T the minutes of the meeting held on 4th October, 2021 be approved as a correct record.

AGENDA ITEM 3. DECLARATIONS OF INTEREST –

Councillors P. Drake, J.E. Charles and S.T. Wiliam declared on interest in Agenda Items 7 and 12 (Cadoxton Community Orchard Proposal – Part I and Part II) in that they were also members of Barry Town Council. They vacated the meeting prior to the presentation of the report under agenda item 12.

AGENDA ITEM 4. LAND AT CASSY HILL, CADOXTON – UPDATE (CX) –

RESOLVED – T H A T the contents of the report be noted and the detail contained within the Part II report later on this agenda be considered.

Reason for decision

To enable a decision to be made under Part II of this agenda.

AGENDA ITEM 5. INVESTMENT MANAGEMENT STRATEGY REVIEW (CX) –

RESOLVED –

(1) T H A T the appointment of Link Group to provide advice and support in identifying a suitable mix of collective investment funds for investment be approved.

(2) T H A T Delegated Authority be given to the Operational Manager Accountancy in consultation with the Head of Legal and Democratic Services/ Operational Manager for Legal Services to implement the recommendations of the investment review.

Reasons for decisions

- (1) To ensure that the Vale of Glamorgan Welsh Church Act Investments are structured appropriately with regard to independent investment advice.
- (2) To ensure that the recommendations of the investment review are implemented in a timely manner.

AGENDA ITEM 6. LANE TO THE REAR OF CHURCH ROAD, CADOXTON (CX) –

RESOLVED – T H A T the updated position be noted and instructions be provided on how the Committee wishes officers to progress following consideration of the report outlined in Part II of the Agenda

Reason for decision

To enable a decision to be made under Part II of this agenda.

AGENDA ITEM 7. CADOXTON COMMUNITY ORCHARD PROPOSAL (CX) –

RESOLVED – T H A T the proposal submitted by Barry Town Council be noted and the details of the request be considered under Part II of this Agenda

Reason for decision

To enable a decision to be made under Part II of the agenda.

AGENDA ITEM 8. LAND AT GLEBE FIELDS, SULLY – TOWN AND VILLAGE GREEN INQUIRY APPLICATION (CX) –

RESOLVED –

- (1) T H A T it be noted that a Town and Village Green Application had been made in respect of the Land.
- (2) T H A T, following consideration of the Part I report and the report in Part II of the agenda, delegated authority be granted to the Head of Legal and Democratic Services/Operational Manager for Legal Services (in consultation with the Operational Managers for Accountancy and Property) to consider the Application and respond to it within the timescales required by the Commons Registration Authority.
- (3) T H A T delegated authority be granted to the Head of Legal and Democratic Services/Operational Manager for Legal Services (in consultation with the Operational Managers for Accountancy and Property) to instruct a specialist external Barrister to act on behalf of the Trust in respect of the Application, including but not limited to: advising

on the merits of the Application; drafting an objection to the Application; appearing on behalf of the Trust in any Public Inquiry which may be held in respect of the Application.

Reasons for decisions

- (1) To note the and acknowledge the making of the Application.
- (2) To allow Head of Legal and Democratic Services/Operational Manager for Legal Services to respond to the Application within the timescales required by the Commons registration Authority.
- (3) To allow specialist legal advice to be taken to ensure that the Trustees are complying with their duty to protect the interests of the Trust

EXCLUSION OF PRESS AND PUBLIC –

RESOLVED – T H A T under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 4 of Schedule 12A (as amended) of the Act, the relevant paragraphs of the Schedule being referred to in brackets after the minute heading

AGENDA ITEM 10. LAND AT CASSY HILL, CADOXTON (CX) (EXEMPT INFORMATION – PARAGRAPHS 12 AND 14)

RESOLVED -

- (1) T H A T the matter be deferred in order that Trustees can visit the site in question prior to further consideration at the next Committee meeting, to be convened as soon as practicable.
- (2) T H A T the parties who had made representations to Trustees under Part I of the Agenda be contacted prior to the next Committee meeting and invited to submit any additional substantiating evidence for Trustees' consideration.

Reasons for decisions

(1&2) In order that Trustees understand the full context of the site in question and are fully informed prior to consideration and determination of this matter.

AGENDA ITEM 11. LANE TO THE REAR OF CHURCH LANE CADOXTON (CX) (EXEMPT INFORMATION – PARAGRAPHS 12 AND 14)

RESOLVED –

- (1) T H A T the updated position regarding the Lane to rear of Church Road, Cadoxton be noted.

- (2) T H A T no further action regarding the matter be taken at this time.
- (3) T H A T delegated authority be granted to the Operational Manager for Property, Operational Manager for Accountancy and Principal Lawyer, in consultation with the Chair of this Committee, in respect of any maintenance requirements necessary for the site.

Reasons for decisions

- (1) Having regard to the contents of the report and discussions at the meeting.
- (2) The outcome of the consultation had not given a clear indication of how best to progress the matter.
- (3) To allow Officers to authorize maintenance of the site on behalf of the Trust as needed following consultation with the Chair.

AGENDA ITEM 12. CADOXTON COMMUNITY ORCHARD PROPOSAL (CX) (EXEMPT INFORMATION – PARAGRAPHS 12 AND 14)

RESOLVED -

- (1) T H A T the proposal from Barry Town Council in respect of the land in the Trust's ownership at St Oswalds Rd, Cadoxton be noted.
- (2) T H A T the Operational Manager for Property and Principal Lawyer be instructed to seek advice from the Council's Planning department in respect of the proposal and for that advice to be reported to Committee at a future meeting.

Reasons for decisions

- (1) Having regard to the contents of the report and discussions at the meeting.
- (2) In order that Trustees can be fully informed prior to a decision being made in connection with seeking a Qualified Surveyors report.

AGENDA ITEM 13. LAND AT GLEBE FIELDS, SULLY – TOWN AND VILLAGE GREEN INQUIRY APPLICATION (CX) (EXEMPT INFORMATION – PARAGRAPHS 12 AND 14)

RESOLVED - T H AT the content of the Part II report and the advice contained within it be noted in order to make a decision on the recommendations in the Part I Report.

Reason for decision

To ensure that the decision made on the recommendations in the Part I Report are done with the benefit of legal advice contained within the Part II Report.