

To ALL MEMBERS OF THE TOWN COUNCIL

You are hereby summoned to attend an Urgent Meeting of **Rye Town Council** to be held on **Monday 27 September 2010 – immediately following a meeting of the Rye Relief in Need** charity - at **The Town Hall, Rye**, when it is proposed to transact the following business:

61 APOLOGIES

To accept any apologies for absence.

62 DISCLOSURES OF INTEREST

To receive any disclosures of interest by Members of personal interests in matters on the agenda, the nature of any interest and whether the Member regards the interest as prejudicial under the terms of the Council's Code of Conduct.

63 COUNCIL MINUTES

To approve and to authorise the Chairman to sign the Minutes of the meeting held on 16 August 2010 (C5).

64 COMMITTEE MINUTES

To receive the Minutes of the Council's committees and consider for adoption any *Recommendations*:

(a)	Planning & Townscape	(i)	16 August 2010 (PT07)
		(ii)	31 August 2010 (PT08)
		(iii)	13 September 2010 (PT09)
(b)	Policy, Resources & GP		31 August 2010 (PT07)
(c)	Public Services		13 September 2010 (PS02)

65 ALLOTMENTS: APPLICATION FOR A RESTRICTION

To note that:

- (a) The amount of legal fees actually paid in pursuit of the Town Council's claim for the return of the Rye's two remaining allotment sites is £2,300 (Gordon Nardall - £1,750; Hedleys - £550);
- (b) The legal fees outstanding as at 14 September 2010 are c£4,000 plus disbursements;
- (c) Rother District Council has lodged an Objection to the Town Council's application to register a Restriction on the Title to the South Undercliff allotments site;
- (d) The Land Registry has given the Town Council until noon on 8 October 2010 to decide whether or not to continue with the application;
- (e) If the Town Council decides to proceed and both it and Rother District Council can not – or will not - negotiate a settlement, the matter is automatically referred to the Adjudicator to HM Land Registry (at this point an application cannot normally be withdrawn);
- (f) The Adjudicator would then decide whether to hear the matter himself or to make a direction requiring one party (usually the applicant) to start court proceedings;
- (g) The adjudication procedure entails costs and the Adjudicator has

the power to make an order for costs against either party;
(h) The Town Council's solicitor has cautioned that the Town Council is reaching the point of 'rising costs' – citing £205 per hour for his time, Counsel's fees, court or adjudication fees and costs in cause (the winning party receiving their costs from the loser)

- and to decide a course of action.

Clerk

66 URGENT ITEMS

To consider questions, if any, of which notice has been given under SO 23.

ROBES WILL NOT BE WORN

Supporting/Associated documents distributed previously

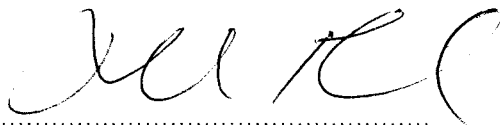
64a)(i-ii) P&T Committee Minutes

Supporting/Associated documents distributed with this agenda

63 Council Minutes **64a)(iii)** P&T Committee Minutes

64b) Policy Committee Minutes **64c)** Public Services Committee Minutes

65 Letter from Hedleys to RTC; 21.9.10; Objection from RDC, 6.9.10; Notice of Objection from the Land Registry 17.9.10; letter from Hedleys to RTC, 14.9.10; letter from the Land Registry to Hedleys, 13.9.10; letter from Hedleys to Land Registry, 14.9.10



22 September 2010

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**MEETINGS OF RYE TOWN COUNCIL AND ITS COMMITTEES
ARE OPEN TO THE PUBLIC**