

Report to: Council



Date of Meeting 6th December 2023

Document classification: Part A Public Document

Exemption applied: None

Review date for release N/A

Advance of funds to Colyford Parish Council

Report summary:

To consider advancing the next instalment of the precept or loaning funds in the sum of £11,202 to Colyford Parish Council to assist with cash flow pending the transfer of funds from Colyton Parish Council pursuant to the Reorganisation Order made on 11th January 2023 (see link below)

Is the proposed decision in accordance with:

Budget Yes No

Policy Framework Yes No

Recommendation:

That Council recommends that the sum of £11,202 is loaned or advanced from the precept to Colyford Parish Council. Delegated authority to agree the form of advance or loan to be granted to Director of Governance and Licensing in consultation with Director of Finance.

Reason for recommendation:

Pursuant to the Reorganisation Order, Colyton Parish Council were required to transfer funds in the sum of £12,202 to Colyford Parish Council on the date of the first annual meeting of the new Parish Council. Colyton Parish Council have refused to comply with the Order meaning that the new Colyford Parish Council has not received the funds that it expected and needs to fund the new Council in its first year.

Colyton Parish Council made an application for permission to bring a Judicial Review in respect of the outcome of the Community Governance review process. This application was rejected by the High Court on 22nd November 2023.

In the absence of Colyton Parish Council confirming that the monies will now be forthcoming Colyford Parish Council have requested that we advance funds to them to ensure that they have sufficient funds to operate throughout the year hence continuing with the application to EDDC which was already underway at the time the Judicial Review permission request was rejected.

Officer: Melanie Wellman, Director of Governance and Licensing, 01395 571688

Portfolio(s) (check which apply):

Climate Action and Emergency Response

- Coast, Country and Environment
- Council and Corporate Co-ordination
- Communications and Democracy
- Economy
- Finance and Assets
- Strategic Planning
- Sustainable Homes and Communities
- Culture, Leisure, Sport and Tourism

Equalities impact Low Impact

Climate change Low Impact

Risk: Low Risk; Click here to enter text on risk considerations relating to your report.

Links to background information Click here to enter links to background information; appendices online; and previous reports. These must link to an electronic document. Do not include any confidential or exempt information.

Link to [Council Plan](#)

Priorities (check which apply)

- Better homes and communities for all
- A greener East Devon
- A resilient economy

Financial implications:

As this is an advancement of funds and not additional resources there are no financial implications to the Council other than possible year-end accounting treatment

Legal implications:

Colyford Parish Council needs to ensure that an advance is acceptable under its governance arrangements. It is open to EDDC to assist in this way at this time.