

Text of letter from Councillor Lee Finn to the Chief Executive

Dear Mr Keel,

I would request an urgent update on the position of the Council following yesterday's news article which appears totally contrary to the message elected members have been given regarding the closing of Seaton Pool. Does the RDA want the land back as first promulgated by the Council or is the position as per the RDA's communiqué yesterday it is us that has failed in the negotiations?

Following my discussions with the Council's legal department yesterday what is the position of the Council regarding the clawback as contained in the title deeds for the Seaton Site. Will Plymouth City Council receive monies from the giving of planning permission and sale of this land, if so how much will the Council receive? A further point that needs to be raised is regarding the Council's legal interpretation of the deeds. What is the Council's interpretation?

Why was section 53 of the Council's 'Deposit Local Plan' not utilised to protect Seaton Pool and the site in argument against the RDA? Is it not important to protect community facilities from development? We hold the key on this one in that if we say no development no development other than that stipulated can occur.

If as it seems that all material arguments were not discussed/ heard at the cabinet meeting (Minute 95) that rubber stamped the closure of the pool what is the Council's current legal position regarding correcting this position. Is it not fair to say that legally we are bound to reconsider in full all arguments therefore the current position/ decision of the cabinet will have to be set aside. I believe that in order for local democracy to be seen as working any future decision on any matters appertaining to Seaton Pool must be referred and discussed at full Council.

I look forward to hearing from you.

Cllr Lee Finn BA (hons) exor ACIPR (Liberal Democrat)