

APPLEBY-IN-WESTMORLAND TOWN COUNCIL

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Property Committee Minutes

For the meeting held in the Moot Hall

Monday 11th December 2023 at 7.53pm

Present:

Cllr Anderton (Chairman) Cllr Davidson
Cllr Curley

Also in attendance:

Cllr Heap Cllr Railton
Cllr Mycock Cllr Turnbull
Cllr Pape
Town Clerk and Clerk's Assistant

PR1/12/23 Apologies for Absence

Apologies received from Cllr Rooke, Cllr Potts and Cllr Connell (*left at 7.21pm*)

PR2/12/23 Declarations of Interest

Cllr Anderton declared a personal interest in matters relating to Fair Hill, as her property borders the land.

PR3/12/23 Actions from the Previous Minutes

- **Dowpitts Wood**

As discussed in the Finance Committee, the Clerk has been actioned with contacting the Woodland Trust.

PR4/12/23 Chairman's Report

There was no Chairman's report in respect of this meeting.

PR5/12/23 Public Hall Update

The Clerk reported that the accessible toilet being installed in the foyer is almost finished. A notice will be installed to kindly ask only those who need it use it, as it has been fitted with a macerator toilet.

A quote has been received from Appleby Doors and Windows to replace a fire door in the main hall and windows in the changing rooms and the Market Arcade Toilets at a cost of £3,200, which was accepted by the Committee.

Other works include replacing guttering and minor maintenance items are also ongoing.

PR6/12/23 Insurance Cover and Liability

Cllr Curley commented that the subject of insurance and liability had been discussed several times in previous meetings, but for the benefit of new Councillors he clarified that Councillors are not in any way individually or jointly liable for decisions made or actions taken by Appleby Town Council. Whilst Councillors are covered under the Council's insurance when carrying out activities on behalf of the Council, if Councillors are straying from their duty, then this might not be covered by the Council's insurance.

The Council has £15 million Public Liability cover, with a limit of £10 million on one individual claim. This includes Fair Hill for use by members of the public as an open space. During the Horse Fair, the licensee is required to take out their own insurance policy to cover Fair Hill for use as a campsite and related activities.

Cllr Mycock had mentioned on email concerns raised by the Glaister case, when Appleby Town Council was taken to court. Cllr Curley highlighted that the Horse Fair is not an organised event, rather a managed gathering, and the organisations who have responsibilities of insuring land continue to hold that responsibility during the Horse Fair, e.g. private landowners and Highways. Cllr Mycock raised concerns about the signs that are erected on the 'Flashing Lane' which state that there is a risk of injury from horses, and to proceed at your own risk. Cllr Curley advised that Highways insurance still covers that land, however the signs are there to warn pedestrians about the possible dangers past this point from fast moving horses and sulkies.

Cllr Turnbull suggested that more marketing is required by Appleby Town Council to warn people that the Fair is not suitable for pushchairs, small children and dogs. The Clerk explained that all Horse Fair marketing is coordinated through MASCG, so this can be relayed to the marketing lead, although it was thought that warnings were published to this effect, which people chose to ignore.

Cllr Curley left 8.11pm

PR7/12/23 Councillors' reports and items for future agendas

- Fair Hill marketing – discussion for a later date, nearer the time.
- Moot Hall wedding ceremony venue. The Clerk reported that nothing had been actioned yet due to awaiting a possible legislation change, but also because work on the Public Hall as a possible reception venue is still ongoing.
- Lady Anne Clifford Day in March and discussion on where to place the costume.

PR8/12/23 Next Meeting

To note that the next meeting of the Property Committee will be on **Monday 15th January 2024** at **7.45pm**, or at the rising of the Finance Committee in the Moot Hall.

There being no further business, the meeting closed at 8.17pm.

At the Council Meeting held on **Wednesday 20th December 2023**, the Chairman of this meeting was authorised by the Council to sign these minutes, to confirm they are a true and accurate record:

Cllr Anderton
