

To receive a letter from Coodes Solicitors and consider any actions and associated expenditure

The attached letter dated 14th November 2023 received from Coodes Solicitors is in relation to – The Trustees of Saltash Heritage, Charitable Incorporated Organisation (CIO) conversion.

Please refer to the attached letter for information as to why it is beneficial for The Trustees of Saltash Heritage to become a CIO structure.

Coodes Solicitors on behalf of The Trustees of Saltash Heritage are asking Saltash Town Council for consent to assign to the new CIO, once the body is incorporated. Further to this, if Saltash Town Council is willing to grant a licence to assign to the CIO, Saltash Town Council needs to confirm whether this will be conditional, and if so, on what basis.

In order to move forward with the request, my professional advice to Saltash Town Council is to seek legal advice at the cost of The Trustees of Saltash Heritage.

Unfortunately, there is a conflict of interest in that Saltash Town Council Solicitor is also Coodes therefore an alternative Law Firm will need to be appointed to act on behalf of Saltash Town Council. Coodes have been asked to advise of a Law Firm that deals with matters such as this.

Jack Peart Coodes Solicitor has been informed it is unlikely a resolution would be made at this meeting due to the Town Council needing to seek legal advice.

Members are asked to consider:

1. Delegating to the Town Clerk to appoint a Law Firm to act on behalf of Saltash Town Council;
2. Associated legal cost to be paid by The Trustees of Saltash Heritage;
3. The Town Clerk to report back at 11th January 2024 Full Town Council meeting subject to sufficient advice being sought for Members further consideration;
4. Town Clerk to provide an update to Coodes Solicitors on the resolution made.

End of Report
Town Clerk/RFO