

**CYNGOR CYMUNED YR YSTOG**  
**CHURCHSTOKE COMMUNITY COUNCIL**  
 2 Rows Terrace, Plough Bank, Montgomery, Powys. SY15 6QD

**MINUTES of Meeting on Wednesday 27<sup>th</sup> January 2010**  
 at Churchstoke Community Hall at 7.30 p.m.

**1.0 Attendance, Apologies and Declarations of Members' Interests**

Attendance: Cllr D L Powell (Chairman), Cllr C S Fowles, Cllr M J Jones, Cllr L D Owen, Cllr D H Payne, Cllr I Philpott, Cllr B A Rowley, Cllr J Stelmasiak, Cllr V E D Tudor.

Apologies for Absence: Cllr K H J Dowbiggin, Cllr S V Griffiths, Cllr P C Rigg.

Declarations of Members' interests: Members declared interests during the meeting as follows:

Agenda Number	Item	Councillor	Nature of Declaration
4.6	Planning Applications	M J Jones	Personal not Prejudicial Interest as a Member of Powys CC Planning Committee
6.0	Allotments	M J Jones	Personal not Prejudicial Interest as a Member of Powys CC Planning Committee
7.0	Village Green at Hyssington	M J Jones	Personal not Prejudicial Interest as a Member of Powys CC Rights of Way Committee
13.4	Financial Year 2010-2011 – draft budget	C S Fowles	Personal and Prejudicial Interest as secretary of Hyssington Village Hall Committee
13.4	Financial Year 2010-2011 – draft budget	D H Payne	Personal and Prejudicial Interest as member of Hyssington Village Hall Committee
13.4	Financial Year 2010-2011 – draft budget	I Philpott	Personal and Prejudicial Interest as member of Hyssington Village Hall Committee
13.4	Financial Year 2010-2011 – draft budget	D L Powell	Personal and Prejudicial Interest as member of Churchstoke Community Hall Committee
13.4	Financial Year 2010-2011 – draft budget	B A Rowley	Personal and Prejudicial Interest as member of Churchstoke Community Hall Committee
13.4	Financial Year 2010-2011 – draft budget	V E D Tudor	Personal not Prejudicial Interest as member of Hyssington Village Hall Committee appointed by CCC

**2.0 Minutes of Meetings** – to approve and sign the minutes of:

2.1 Business meeting 25<sup>th</sup> November 2009 at Hyssington Village Hall, as a correct record

The minutes of the meeting on 25<sup>th</sup> November 2009 were approved and signed as a correct record.

2.2 Business meeting 23<sup>rd</sup> December 2009 at Churchstoke Community Hall, as a correct record.

The minutes of the meeting on 23<sup>rd</sup> December 2009 were approved and signed as a correct record with one amendment:

2.2.1 (10.5) Items for payment: cheque numbers should run 535-540, not 534-539 as originally listed. The Clerk stated that the official council copy and the web site would be amended.

**3.0 Matters Arising from Minutes for Information** – to report matters for information from minutes of:

3.1 Business meeting 25<sup>th</sup> November 2009 at Hyssington Village Hall

3.1.1 (2.0) Shropshire Hills AONB Partnership

The Clerk distributed to members the presentation and meeting notes received from Ms Clare Fildes, Shropshire Hills AONB Partnership.

3.2 Business meeting 23<sup>rd</sup> December 2009 at Churchstoke Community Hall.

None.

#### **4.0 Planning Matters:**

4.1 Powys CC Autumn Planning Liaison Meeting Wednesday 2<sup>nd</sup> December – to report on matters from the meeting (previously circulated).

Cllr C S Fowles and the Clerk reported on attendance at the meeting of 2<sup>nd</sup> December, and Council received the Clerk's written report. Items discussed at the liaison meeting, and highlighted including:

- Highways contractor delays to the opening of Tesco, Newtown
- Public Access to Planning Services: Web access to electronic planning applications process
- UDP and LDP – progress towards adoption of UDP and start on the LDP
- Wind Farms – scale, impact, and the new Infrastructure Planning Commission
- Wind Farm Community Benefits – a non-planning issue, regarding the channelling of funds via community trusts
- Flood Mapping – new maps are now in place and available from WAG website
- Policy Update - Infrastructure Planning Commission, Local Housing Needs Market Assessment, TAN6 on Sustainability of Rural Communities
- Performance of Development Control – performance figures

The Chairman thanked Cllr Fowles and the Clerk for attending for CCC and for the report back to Members.

4.2 Consultation: 'Further Proposed Modifications January 2010 to the Powys UDP Deposit Draft 2004' – to resolve a response, if desired, to the consultation (previously circulated).

The Chairman reminded members of the background to the development of the UDP by Powys CC Planning Service, and the current consultation on further proposed modifications to the UDP concerning safeguarding of high polished stone value hard rock resources north of Garth.

Comments are invited by 19<sup>th</sup> February 2010. Members agreed that CCC does not wish to make any comment on the proposed modifications.

RESOLVED 'CCC replies to Powys CC stating that CCC has noted the further proposed modifications (January 2010) to the UDP Deposit Draft 2004, and does not wish to make any comments of support or objection'.

Action – Clerk to process

4.3 Planning Specific Correspondence – to receive planning specific correspondence (if any).  
None.

4.4 Powys CC Planning Determinations – to report recent Powys CC planning determinations  
The Clerk reported notification of planning determinations by Powys CC as follows:

Ref.	Site	Powys CC Planning Decision
P20091225	Land opp. Clive House, White Grit	Application withdrawn
P20091257	The Fold, White Grit	Full planning permission granted

4.5 Planning Inspectorate Appeals – to receive & resolve responses to notifications/reports (if any).

The Clerk reported on notification of planning appeals/decision as follows:

Plan Ref.	Appeal Ref	Site
None		

4.6 Planning Applications/Notices – to receive & resolve responses to consultations by Powys CC including –

#### Declarations of Members' interests

- Cllr M J Jones: – declared a Personal not Prejudicial Interest as a Member of Powys CC Planning Committee.

RESOLVED 'CCC responds to planning consultations as follows:'

Ref.	Applicant	Site	Description	rec.
P20091378	Mr & Mrs R Evans, Yew Tree Villa, Churchstoke	Yew Tree Villa, Churchstoke	Erection of single rear storey extension	S

Action – Clerk to process

4.7 Planning Enforcement Appeals – to receive & resolve responses to notifications/reports (if any).

The Clerk reported on notification of planning enforcement appeals/decision as follows:

Ref.	Site	Description
None		

4.8 Planning Enforcement – to report on planning enforcement matters within the community.  
The Chairman invited Members to bring forward planning enforcement matters for discussion. Members discussed enforcement matters as follows –

Ref. / Site	Description
Off C2193 near Hurgay	Members noted stone and rock removal from a field, and set down as a stone track across agricultural land. Members asked the Clerk to contact the Planning

Quarry	Enforcement Office to ascertain whether this is a matter for planning enforcement, and whether the field should be reinstated to its original condition.
--------	--

Action – Clerk to process

**5.0 One Voice Wales / Society of Local Council Clerks, Guidance Notes** – to receive reports of AGM / conference / area meetings / guidance notes / correspondence (consultation with recommendations, and SLCC conference report previously circulated)

**5.1 One Voice Wales – National Training Programme**

The Clerk reported on attendance with Cllr I Philpott, Cllr D H Payne, Cllr S V Griffiths and Cllr J Stelmasiak at the training session ‘Module 2 – The Councillor’ on 15<sup>th</sup> December. The Clerk distributed training material from the session to all Members. The Clerk also reminded Members that the postponed ‘Module 1 – The Council’ will be rescheduled shortly, and of the next session ‘Module 3 – The Council as Employer’ on 23<sup>rd</sup> February (cut off date 9<sup>th</sup> Feb).

Action – Members to notify Clerk of take up

**5.2 One Voice Wales – Press Release**

The Clerk distributed copies of the OVV press release 30<sup>th</sup> November regarding Wind Farm Power Lines and Counter Terrorism.

**5.3 One Voice Wales – Montgomeryshire Area Committee, 15<sup>th</sup> January 2010**

Council received notice and agenda for the Montgomeryshire Committee meeting Friday 15<sup>th</sup> January, 7pm at Llansantffraid Community Hall. Cllr M J Jones reported that he was unable to attend. Noted.

**5.4 One Voice Wales – The Voice / Y Llais**

Council received November issue of The Voice, which includes a commendation from Dr Brian Gibbons AM on the work of OVV. Noted.

**5.5 One Voice Wales – Consultation by Welsh Assembly Government: Proposed Changes to Local Authority Capital Finance Framework (recommendations previously circulated).**

Council received OVV recommendations regarding the consultation by the Welsh Assembly Government, with replies welcomed to WAG by 28<sup>th</sup> January. Members agreed to consider these recommendations under item 12.1.

**5.6 One Voice Wales – Buckingham Palace Garden Party 20<sup>th</sup> July 2010.**

Council received information regarding the annual invitation to nominate Chairs of town and community councils to attend the Garden Party in recognition of past service. OVV has a quota of 10 allocations for Mid Wales, and councils are invited to make 2 nominations (Chairman and accompanying guest) by 19<sup>th</sup> March, with allocations to be drawn from the hat. Members agreed to nominate its Chairman Cllr D L Powell and Mrs Powell.

Action – Clerk to process

**5.7 Society of Local Council Clerks – Annual Conference and AGM (previously circulated)**

Council received the Clerk’s written report of proceedings at the conference.

**5.8 Society of Local Council Clerks – Practitioners’ Conference February 2010**

The Clerk reported notification of the Practitioners Conference 26<sup>th</sup>-27<sup>th</sup> February at Stoke on Trent, £195. Members noted that this is within budget allocated for the conference.

**RESOLVED** *‘By way of training, keeping up to date with issues, and good practice, CCC will fund attendance by the Clerk’.*

Action – Clerk to attend

#### 5.9 Society of Local Council Clerks – Training Schemes for 2010

Council received notification of two schemes:

- a) Bursary for small councils up 50% of training cost to a maximum of £100
- b) Trainers for Wales to support clerks studying ‘Working with your Council’ induction and foundation for CiLCA (Wales) qualification.

The Chairman reminded Members of their support (November 2009) for the Clerk in seeking CiLCA qualification.

#### 6.0 Allotments – to receive status report from the task group.

The Clerk reported that minor amendments to the draft maps have been agreed with the agent and that the planning application for change of use has been submitted. Members reported the poor condition of the fence between the proposed allotments land and the adjacent agricultural field and asked the Clerk to initiate repairs with contractor(s).

Action – Clerk to process

#### 7.0 Village Green at Hyssington – to receive status report from the task group.

##### Declarations of Members’ interests

- Cllr M J Jones: declared a Personal not Prejudicial Interest as a Member of Powys CC Rights of Way Committee.

The Clerk reported that a briefing has been held with the council’s solicitors, and papers delivered, in order to prepare the application for registration. Members noted that the next step is to obtain sworn statements of evidence, and that task group will contact witnesses (for a provisional date 21<sup>st</sup> February, availability allowing).

Action – Clerk to contact JP & task group to contact witnesses

#### 8.0 North Powys Community Council Forum (NPCCF) – to receive further information and proposals for a forum, and resolve on whether CCC wishes to take up membership (previously circulated).

The Chairman reminded members of the background and proposal papers from Welshpool Town Council dated 30<sup>th</sup> October and 18<sup>th</sup> November. Members further discussed the benefits or otherwise of the proposed Forum, and whether CCC wishes to take up membership on the terms set out. Members also noted a recent press release by Welshpool Town Council concerning the role of the proposed Forum dealing with wind farm traffic its influence on the Welsh Assembly Government

**RESOLVED** *‘CCC does not wish to pursue membership of the proposed Forum at the present time.’*

Action – Clerk to process

**9.0 Grounds Maintenance:** Recreation Field aeration – to invite quotations for aeration treatment 2010-2011.

The Clerk reported that it is the time of year to seek costs and then reach decision regarding aeration treatment for the recreation field, and that quotations will be sought.

Action – Clerk to process

**10.0 Playground:**

10.1 Playground repairs – to receive costs of replacements parts for the play equipment.

Council received costs of replacement parts for the Cae Camlad playground arising from the 2009 inspection

RESOLVED *‘CCC will purchase replacement scramble net and seek installation by a local contractor’.*

Action – Clerk to process

10.2 Inspection 2010 – to consider and resolve on inclusion in 2010 inspections round.

The Clerk reported on the invitation from Powys CC to join the round of RoSPA inspections for 2010, at £50.00 + vat per playground site, with a deadline for response of 1<sup>st</sup> February.

RESOLVED: *‘CCC confirms that it will join the Powys CC / RoSPA round of playground inspections for 2010, for Cae Camlad Playground’.*

Action – Clerk to process

**11.0 Consultation by Public Services Ombudsman for Wales: Code of Conduct Draft Guidance** – to resolve a response, if desired, to the consultation (previously circulated).

The Chairman reminded Members of the consultation on the draft statutory guidance, that final guidance is to be published March 2010, and comments on the draft are welcomed by 12<sup>th</sup> February 2010.

RESOLVED: *‘CCC very much welcomes the content and format of the draft guidance, and would like to suggest the inclusion of two further items:*

- *a flowchart to assist councillors with the declaration process in order to reach a correct decision*
- *examples of cases (simple and more complex), with the suggested declaration outcome for each’.*

Action – Clerk to process

**12.0 Proposed Changes by Powys CC in Allocation of Funding of Community Centres & Village Halls** – to receive example calculations further to the consultation meeting of 2<sup>nd</sup> November (enclosed).

Council received example calculations further to the November consultation meeting at Abermule. Noted

**13.0 Financial Report:**

13.1 Consultation by Welsh Assembly Government: Proposed Changes to Local Authority Capital Finance Framework – to resolve a response, if desired, to the consultation (previously circulated).

Council received consultation on proposed changes with replies welcomed by 28<sup>th</sup> January 2010. Members also considered the recommendations of One Voice Wales on matters in the proposals affecting Town and Community Councils.

RESOLVED *'CCC accepts the changes as proposed with no further comment to the Welsh Assembly Government'*.

13.2 Finance Specific Correspondence – to receive finance specific correspondence (if any).

13.2.1 Welsh Assembly Government – Local Government Finance Division

Re: Appropriate Sum under section 137(3) of Local Government Act 1972

Council received confirmation that the Appropriate Sum S137 for 2010-2011 remains at £6.15 per elector, in line with RPI formula. Noted.

13.2.2 D P Morris, Internal Auditor

Re: Cessation as Internal Auditor

Council received notification that Mr D P Morris is to cease as CCC's Internal Auditor for 2009-10 onwards. The Clerk reminded Members that CCC will need to seek a replacement in the Spring. Noted.

13.3 Financial Year 2010-2011 – to receive further appeals for financial assistance.

The Clerk reported on general financial appeals received during the year as follows,

- Llangollen International Musical Eisteddfod. Noted.

13.4 Financial Year 2010-2011 – to receive 3<sup>rd</sup> draft annual budget, and to resolve final budget for 2010-11 (previously circulated).

Declarations of members' interests: Members declared interests as follows:

- Cllr C S Fowles: having previously declared a Personal and Prejudicial Interest, left the room for this item.
- Cllr D H Payne: having previously declared a Personal and Prejudicial Interest, left the room for this item.
- Cllr I Philpott: having previously declared a Personal and Prejudicial Interest, left the room for this item.
- Cllr D L Powell: having previously declared a Personal and Prejudicial Interest, left the room for this item.
- Cllr B A Rowley: having previously declared a Personal and Prejudicial Interest, left the room for this item.
- Cllr V E D Tudor: previously declared a Personal not Prejudicial Interest

The Vice-Chairman, Cllr J Stelmasiak, took the chair.

The Clerk reported on the final draft 2010-2011 budget, and reminded Members that the final budget return must be submitted to Powys CC by 28<sup>th</sup> January 2009.

RESOLVED: *'CCC sets a precept for 2010-2011 to the value of £18.99 per Band D property'*.

Action – Clerk to process

The Vice-Chairman thanked the Clerk for the intense work during preparation of the budget.

### 13.5 Items received since last meeting – to report.

The Clerk reported on income received since the last meeting as follows:

Payer	Description	£
Nat West Bank plc	Gross Interest Oct-Dec 2009	4.17
Powys County Council	3 <sup>rd</sup> instalment precept & recreation grant	6,471.00

### 13.6 Items for payment – to report and resolve to approve items for payment as follows:

RESOLVED 'CCC authorises payments as follows':

Chq	Payee	Description	£ex vat	£vat	£inc vat
To authorise items for payment this meeting:					
541	Ian Pryce Property Serv	Change of Use (allot's)	166.00	0.00	166.00
542	B A Rowley	Vill. Steward Sep-Dec'09	100.28	0.00	100.28
543	One Voice Wales	Training fees 15/12/2009	75.00	0.00	75.00
544	Churchstoke Rec. Assoc.	Rm hire Nov-Dec & aff'n	20.20	0.00	20.20
545	E J Humphreys	BT Openw'd Oct-Dec'09	6.63	0.00	6.63
Total to authorise for payment this meeting			368.11	0.00	368.11
To report items previously authorised to be paid by direct debit or standing order:					
SO	E J Humphreys	Clerk's salary Jan'10	387.70	0.00	387.70
Total previously authorised to be paid by d.deb. or st.ord.			387.70	0.00	387.70
Grand total for payment this meeting			755.81	0.00	755.81

Action – Clerk to process

### 13.7 Consolidated balances at 27<sup>th</sup> Jan 2010 after sweep, receipts & payments – to report.

The Clerk reported on gross, ring-fenced funds, & net available balances as follows:

Item	Reserve account £	Current account £
Gross balances	33,073.46	500.00
Less ring-fenced funds	7,368.91	0.00
Net balances available	25,704.55	500.00

## 14.0 Highways & Rights of Way Reports:

### 14.1 From Powys CC/Shropshire Council to CCC – to report.

The Clerk reported on replies/correspondence from Powys CC/Shropshire Council

- B4385 between Colomendy turn and Oakdene – collapsed gully. Powys CC states that the gully could not be identified during recent inspections and invites further detail of precise location.
- B4385 between Mellington Lodge and Windsor Cottage – absence of mid-road white lining. Powys CC states the omission will be reviewed. It further states that centre-line marking is not generally provided in road widths below 5.5m, but where only limited sections are narrow, marking can be provided for the majority of the route.
- B4385 at Pentre Bridge – water flooding the carriageway at times of rainfall. Powys CC states that a cut off drain is required to prevent run-off from the field, but that is this only occurs during periods of prolonged heavy rain it may not be addressed in the short term.

### 14.2 From CCC to Powys CC/Shropshire Council – to report.

- Cllr C S Fowles : C2056 between Little Cefn Farm and Brook House – severely eroded surface in need of attention

- b) Cllr B A Rowley: U4776 Cae Camlad – has recently been resurfaced but not correctly levelled outside No 20 & 22 and collects standing water
- c) Cllr L D Owen: B4385 – the border between Shropshire and Powys was a significant hazard at a dangerous corner during the recent snowfall, where gritting had been undertaken in Shropshire but not in Powys. Members urged greater co-operation between authorities in order to reduce the hazard of sudden change of road surface conditions
- d) Chairman: C2193 at Old Churchstoke – ice hazard caused by water emanating from a field and flowing across road from near Haulfryn to Glebe Farm. Members were reminded that this was first reported by CCC in April 2006, and despite intentions to remedy given by Powys CC no works have taken place. Members were also informed the local residents have written to Powys CC directly ask CCC for its support.

Action – Clerk to process

**15.0 County Council Matters**– to receive & discuss other general Powys CC/Shropshire Council matters.

- a) Powys CC: Cllr M J Jones reported,
  - Budget: budget setting decision is to be made on 28th January with a recommendation for 4.25% increase, with inbuilt and substantial savings
  - Secondary Schools Review: in the next 3 years it is anticipated that the number of secondary school pupils will reduce by 1,000, resulting in further surplus places. Options have been put forward to address rising costs and over capacity, to help meet a £2.7m shortfall in secondary schools budgets
  - Churchstoke CP School: a fall in pupil numbers is anticipated
  - Churchstoke Guide Hut: Powys CC Property Services, owners of the hut, is reconsidering the future of the hut in view of its deteriorating condition.
- b) Shropshire Council
  - No report.

**16.0 Correspondence** – to receive other items of general correspondence.

**16.1 Powys CC – Regeneration and Environment**

Re: Proposed Adoption of Payphones Kiosks

Council received an update from BT that it does not at this point propose to disconnect or remove kiosks that are not adopted. The Clerk reminded Members that CCC is listed as 'Object to removal of payphones and not allow adoption to proceed'. Noted.

**16.2 Public Services Ombudsman for Wales – The Ombudsman**

Re: Information Booklet on how to complaint to the Ombudsman

Council received copies of information booklet on how to complaint to the Ombudsman. Distributed to Members.

**16.3 Various other correspondences listed:**

- a) Powys Regeneration Partnership – 'The Regenerator' newsletter illustrating the work of the Rural Development Plan
- b) Mr Glyn Davies, Montgomeryshire Conservatives – opinion on the document 'Powys Secondary Modernisation Strategy' concerning options for secondary schools in Powys
- c) Montgomeryshire Community Health Council – news of progress with recruitment of ambulance staff in Montgomeryshire. Noted.

d) Kidney Wales Foundation – information on the campaign for the ‘Walk for Life 2010’, Sunday 28<sup>th</sup> March 2010. Noted.

### **17.0 Chairman’s Announcements & Date of Next Meeting**

Next business meeting: Wednesday 24<sup>th</sup> February 2010, 7:30 p.m. at Churchstoke

Meeting ended – 10.04 p.m.