

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

**MINUTES of Meeting on Wednesday 28<sup>th</sup> October 2009**  
 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 S V Griffiths, 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 P C Rigg.

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

Agenda Number	Item	Councillor	Nature of Declaration
4.4	Planning Applications	M J Jones	Personal not Prejudicial Interest as a Member of Powys CC Planning Committee
8.0	Village Green at Hyssington	M J Jones	Personal not Prejudicial Interest as a Member of Powys CC Rights of Way Committee

**2.0 Minutes of Meetings** – to approve and sign the minutes of business meeting 30<sup>th</sup> September 2009 at Churchstoke Community Hall, as a correct record.

The minutes of the meeting on 30<sup>th</sup> September 2009 were approved and signed as a correct record with one amendment as follows:

2.1 (1.0) Attendance: Cllr I Philpott was present at the meeting. 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 business meeting 30<sup>th</sup> September 2009 at Churchstoke Community Hall.

3.1 (3.1) Cemetery Seat and Gate

The Clerk reported that refurbishment of the seat and repairs to the gate hinge are complete. Payment will be due at next meeting.

3.2 (10.0) BT 'Adopt a Kiosk'

The Clerk reported that Powys CC Planning Services has written to community councils asking to be informed (by 21<sup>st</sup> October) if any community council wishes to 'adopt' a kiosk as adoption is classed under S49 Communications Act 2003 as a request by service provider for removal of public telephone services. The Clerk stated that he has already informed Powys CC by telephone that CCC has resolved not to 'adopt' a kiosk.. Cllr M J Jones also reported that it is likely there would have been an unstated cost of several hundred pounds for severance or transfer of electricity supply.

3.3 (11.0) Consultation by Shropshire Hills AONB Partnership

The Clerk reported that representatives of the Shropshire Hills AONB Partnership are able to attend the November meeting to present further information on their proposals.

#### 3.4 (15.3) Powys Regeneration Partnership, Rural Development Plan Consultation

The Clerk reported that the Partnership has replied to CCC's comments regarding the impractical deadline for consultation response, and indicates that timeframe and complexity of questionnaire has caused problems for a number of community councils. The Partnership also indicates that in future it will discuss different ways of consulting that are suitable, and that CCC will be kept informed of progress.

#### 3.5 (16.0a) Cemetery Refuse Bags

Cllr B A Rowley reported that Powys CC has delivered the cemetery refuse bags.

### 4.0 Planning Matters:

#### 4.1 Planning Specific Correspondence – to receive planning specific correspondence (if any)

##### 4.1.1 Shropshire Insulations

Re: Building Notice – Cavity Wall Insulation.

Council received notice of cavity wall insulation to take place at Sylvan House, Churchstoke. The Clerk reported that he has contacted the company and referred it on to Powys CC Planning Services (Building Control). Noted.

#### 4.2 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
P20090210	Land adj. Buttercup Cottage	Application withdrawn
P20090238	Land adj. Buttercup Cottage	Application withdrawn

#### 4.3 Planning Appeals – to receive and resolve responses to notifications/reports (if any) of Planning Inspectorate Appeals

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

Plan Ref.	Appeal Ref	Site
None		

#### 4.4 Planning Applications/Notices – to receive and resolve responses to consultations by Powys CC including –

RESOLVED '*CCC responds to planning consultations as follows:*'

Ref.	Applicant	Site	Description	rec.
None				

Action – Clerk to process

#### 4.5 Planning Enforcement Appeals – notifications/reports (if any) of Planning Inspectorate Enforcement Appeals.

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

Ref.	Site	Description
None		

#### 4.6 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
M20050963	Land opp. Cwm Chapel, Mellington	The shed erected at the pump is still present although retrospective planning permission had been refused.
Cllr M J Jones reported that the shed was dismantled and removed on 21 <sup>st</sup> October.		

**5.0 One Voice Wales / Society of Local Council Clerks, Guidance Notes** – to receive reports of AGM / conference / area meetings / guidance notes / correspondence.

5.1 One Voice Wales – Annual General Meeting and Conference

Cllr M J Jones reported on attendance at the AGM and informed members of a likely increase in fees from 23 to 25 pence per property in 2010. Noted.

5.2 One Voice Wales – Maldwyn Committee

Council received notice and agenda for the Maldwyn Committee meeting Tuesday 13<sup>th</sup> October 7pm at Carreghofa CP School. Cllr M J Jones reported that he was unable to attend. Noted.

5.3 One Voice Wales – Salary Award for Clerks 2009-10

Council received the employment briefing setting out the award for Clerks 2009-10. Members noted that this is to be discussed at item 12.2.

5.4 One Voice Wales – National Training Programme

The Clerk reminded Members of the first session to be held 18<sup>th</sup> November and that booking will be placed with OVW immediately. Attending will be Cllr I Philpott, Cllr S V Griffiths, Cllr D H Payne, Cllr J Stelmasisk, the Chairman, and the Clerk. The Clerk also reported that contrary to the September projection, CCC is eligible for the bursary up to the value of £50.

Action – Clerk to process

5.5 Society of Local Council Clerks – Annual Conference and AGM

The Clerk reported on attendance at the Conference and AGM, and remarked on the quality of the event and the enthusiasm displayed by all Clerks to participate and to learn from the sessions and exhibitors of the day.

**6.0 Allotments** – to receive status report.

The Clerk reported on progress by the property services agent with the application for planning permission. The agent reports that detailed pre-application correspondence with Powys CC is in progress and is being resolved.

**7.0 Village Green at Hyssington** – to receive status report.

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 reminded the task group that it still needs to meet to review the new style application pack and initiate the application.

**8.0 Democratic Governance and Organisation** – to receive a report from Members with Special Responsibility for Democratic Governance and Organisation concerning establishing a committee system, and to resolve on the recommendations (previously circulated).

Council received the detailed report of Members with Special Responsibility for Democratic Governance and Organisation, on their considerations, conclusions and recommendations for establishing a committee system.

RESOLVED *‘CCC accepts the recommendation of the Members with Special Responsibility for Democratic Governance and Organisation and will establish a Planning Committee, from next Annual Meeting, comprising all members of the council, will set out terms of reference and adjust standing orders’.*

Action – Clerk to process

**9.0 Green Grants Scheme Terms of Reference** – to receive and adopt the amended Terms of Reference of the scheme as agreed by CCC 30<sup>th</sup> September (previously circulated).

Council received the amended draft terms of reference.

RESOLVED *‘CCC adopts the new Green Grants Terms of Reference, and will make these available to potential applicants on the web site’.*

Action – Clerk to process

**10.0 Consultation by PtLHB: Modernisation of Older People’s Mental Health Services** – to resolve a response, if desired, to the consultation (circulated to Members following August meeting).

The Chairman reminded Members of the consultation by PtLHB. Members discussed the proposals for modernisation of the service and also agreed to respond as below

RESOLVED *‘CCC notes then proposals and responds to the consultation with the following points:*

- a) Home support: there is a proposal to place greater emphasis on care in the home, but there appears to be a lack of recognition of the importance of supporting the carers who enable patients to remain at home*
- b) Memory Assessment Services: Cardiff is quoted as an example. However Cardiff is a large urban conurbation and not a good example of how the same solutions could be delivered on a geographically wide and dispersed area such as Powys. CCC would like to see more exploration and examples of how the proposal could be made to work in Powys County.*
- c) Day Services: the proposal is for 6 beds for 5 days per week at Newtown. CCC questions whether 6 is sufficient and would like to see more justification for the proposed level.*

Action – Clerk to process

**11.0 Consultation by Powys CC: Proposed Changes in Allocation of Funding of Community Centres & Village Halls** – to report on correspondence and dates of consultation meetings with Powys CC regarding proposed changes to funding formula (previously circulated).

Council received information from Powys CC on proposed changes to the funding scheme for Village and Community Halls and on the consultation meeting to be held

Monday 2<sup>nd</sup> November, 7pm Abermule Village Hall. Members agreed it would be appropriate for its Village / Community Hall representatives to attend and report back.

Action – Cllr V E D Tudor  
& Cllr P C Rigg to attend

## 12.0 Financial Report:

12.1 Financial Year 2008-2009 – to report and resolve on amendments to the Annual Return as required by external auditor (to follow).

The Clerk reported that amendments to the Annual Return and detail on variations are required by the external auditor before audit for 2008-2009 can be concluded.

RESOLVED *‘CCC approves amendments to the Annual Return 2008-09 and detail of variations as required by the external auditor’.*

Action – Clerk to process

12.2 Clerks’ National Pay Agreement 2009-2010 – to report & resolve on the annual settlement as determined by NJC of employers and employees (previously circulated).

The Clerk reported on the National Pay Agreement 2009-2010 applicable from 1st April 2009.

RESOLVED *‘CCC adopts the settlement with effect from 1<sup>st</sup> April 2009, will pay back-pay due, and will amend the standing order’.*

Action – Clerk to process

12.3 Financial Year 2010-2011 – to receive the budget panel report on the 1<sup>st</sup> draft annual budget (previously circulated), & to resolve on bids for recreation and cemetery concurrent funding.

The Chairman reported for the budget panel and presented 1<sup>st</sup> draft of the 2010-2011 budget. Members were reminded of the timetable and the need to submit bids for concurrent funding for recreation and the cemetery immediately after this meeting. A second draft will be presented for further discussion at the December meeting.

RESOLVED *‘CCC proceeds with bids for recreation and cemetery concurrent funding grants based on the 1<sup>st</sup> draft as presented’.*

The Chairman thanked the budget panel and the Clerk for their preparatory work on the 1<sup>st</sup> draft.

Action – Clerk to process  
& 2<sup>nd</sup> draft for December agenda

12.4 Items received since last meeting – to report.

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

Payer	Description	£
Nat West Bank	Gross Interest Jul-Sep 2009	4.00
Nat West Bank	Gross Int Apr-Jun 2009 (retrospective report)	3.70
<i>e-on</i>	Pole/cable rents and way-leaves	66.16
Churchstoke Bowling Club	Peppercorn Rent 2009-10	1.00

12.5 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:					
526	Coffcraft	Green grant'09 (reissue)	230.05	0.0	230.05
527	SLCC Enterprises Ltd	AGM & Conference fee	30.00	4.50	34.50
528	B A Rowley	Vill. Steward Jul-Sep'09	94.55	0.00	94.55
529	E J Humphreys	Cem. trade refuse bags	53.84	8.08	61.92
530	E J Humphreys	BT Openw'ld Jul-Sep'09	1.85	0.00	1.85
Total to authorise for payment this meeting			410.29	12.58	422.87
To report items previously authorised to be paid by direct debit or standing order:					
SO	E J Humphreys	Clerk's salary Oct'09	383.88	0.00	383.88
Total previously authorised to be paid by d.deb. or st.ord			383.88	0.00	383.88
Grand total for payment this meeting			794.17	13.58	806.75

Action – Clerk to process

12.6 Consolidated balances at 28<sup>th</sup> Oct 2009 after sweep, receipts & payments – to report.

The Clerk reported on the M&G quarterly statement for 1<sup>st</sup> Jul-30<sup>th</sup> Sep 2009,

Fund	Number of shares	Share Price (p)	Value at 30/06/2009 (£)
Charibond	100	124.50	124.50

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

Item	Reserve account £	Current account £
Gross balances	33,410.61	500.00
Less ring-fenced funds	5,945.93	0.00
Net balances available	27,464.68	500.00

### 13.0 Highways and Rights of Way Reports:

13.1 Highways and Rights of Way report from Powys CC/Shropshire Council to CCC – to report.

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

- a) C2009 at the Llanerch Corner – pothole. Powys CC states that this defect has been attended to. Cllr V E D Tudor confirmed that remedial works have been undertaken along with additional works to the drainage and the road edging.

13.2 Highways and Rights of Way report from CCC to Powys CC/Shropshire Council – to report.

- a) Cllr M J Jones: A489 – the public footway from rear of the telephone kiosk (opposite the pottery car park) to Fir Court Drive is becoming overgrown and needs clearing
- b) Cllr M J Jones: A489/C2193 junction – large vehicles are travelling along C2193 and becoming jammed / blocking the narrow road probably as a consequence of satellite navigation guidance. CCC requests that consideration be given to erecting warning signs at the junction (for example 'Unsuitable for HGVs' or 'Maximum Width') in order to pre-empt difficulties.

Action – Clerk to process

- c) Cllr D H Payne: reported that the grass cutting contractor is placing collected grass cuttings next to the shed at the Old Barn, Hysington. Cllr Payne advised that a new location is sought and agreed to speak to the contractor.

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

- a) Powys CC: Cllr M J Jones reported,
- Budget: The projection for £33m saving is now reduced to £26m as a consequence of the 1% increase in WAG funding despite a reduction in capital funding. Cllr Jones also reported that this is the worst settlement since devolution although it should be acknowledged that WAG budgets are also being cut. In real terms there is an anticipated cut of 2.3% for 2010-11. The draft Powys CC budget is based on a proposed 3.99% increase in county council precept.
  - Services: are being prioritised and Powys CC is considering partnership arrangements with Town and Community Councils for cheaper deliver of services, and also considering federated management of small schools and shared facilities.
- b) Shropshire Council
- No report.

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

15.1 Powys CC – Head of Legal, Scrutiny and Democratic Services

Re: Local Government Boundary Commission for Wales (LGBCW)

Council received information on the forthcoming review of County Council electoral divisions and an invitation to consultation meeting 3<sup>rd</sup> November, 7pm, Neuadd Maldwyn. Noted.

15.2 Powys CC – Licensing Officer

Re: Gambling Act 2005 – Revised Statement of Licensing Principles

Council received information that Powys CC must review its Statement of Licensing Principles every three years and that the current review consultation runs until 1<sup>st</sup> December. It also states that there have been no changes since the initial ‘Statement’ in January 2007. Noted.

15.3 North Powys Community Council Forum (NPCCF)

Re: A Paper on Montgomeryshire

Council received invitation to attend a meeting on Tuesday 17<sup>th</sup> November 7pm, Assembly Rooms Welshpool Town Hall to agree a way forward to protest the transportation of wind farms, and also to hear proposals for establishing a Montgomeryshire Community Council Forum. Members agreed that CCC is well represented at a Montgomeryshire level by the One Voice Wales Maldwyn Committee ,is well supported by OVW professional services, and that duplication should be avoided, but agreed to be represented at the meeting.

Action – Cllr M J Jones  
& Clerk to attend

15.4 Churchstoke Football Club

Re: Application for pitch side dugout

Council received information of CFC progress with preparation of design and planning application for the pitch side dugout for which the club has a retained Green Grant 2008. CFC asks permission for the dugout at the recreation field (with ownership reverting to CC) so that it can initiate planning application.

Action – for November agenda

15.5 Various other correspondences listed:

- a) Wales Audit Office – Community Councils Good Governance Good Practice guidebook (re Financial Management). For file.
- b) North Powys Community Council Forum – agenda for meeting 30<sup>th</sup> October 10:30, Welshpool Town Hall. Noted.
- c) Rural Housing Enabler for North Powys – introductory letter and offer to address meeting of CCC. Noted.
- d) Play in Powys Partnership – invitation to day event 7<sup>th</sup> November, 10am Royal Welsh Showground. Noted.
- e) Mr Glyn Davies, Montgomeryshire Conservatives – information regarding consultations on proposals for merger of the Royal Shrewsbury and Princess Royal Hospitals in Shropshire. Noted.
- f) Powys Provincial and Chair Eisteddfod – invitation for Chairman to attend opening ceremony Saturday 24<sup>th</sup> October, Welshpool. Noted.

**16.0 Chairman's Announcements & Date of Next Meeting**

None.

Next business meeting: Wednesday 25<sup>th</sup> November 2009, 7:30 p.m. at Hyssington

Meeting ended – 9:33 p.m.