



**CYNGOR CYMUNED YR YSTOG
CHURCHSTOKE COMMUNITY COUNCIL**

2 Rowes Terrace, Plough Bank, Montgomery, Powys. SY15 6QD

Clerc i'r Cyngor | Clerk to the Council: E J Humphreys MA Oxf, CiLCA, FSLCC

**MINUTES of FULL COUNCIL ORDINARY BUSINESS MEETING
on Tuesday 25th February 2020, 7.30pm
at Churchstoke Community Hall.**

1.0 Attendance, Apologies for Absence, Dispensations, and Declarations of Members' Interests: to record attendance, to receive and resolve if desired on apologies for absence, to receive declarations of interest from Members in accordance with Part III of the Local Government Act 2000, which established the Local Government Code of Conduct for Members, and to note Members' dispensations (papers 1a-b previously circulated).

Attendance: Cllr D L Powell (Chairman), Cllr G Frost, Cllr G Jameson, Cllr J Jones, Cllr M J Jones, Cllr R K McLintock, Cllr A Richards, Cllr B L Smith (Vice-Chairman), Cllr C P Smith, Cllr J N Wakelam, Cllr D N Yapp.

Apologies for absence approved by Council: None.

Other apologies for absence reported to the meeting: None.

Other Members not present: None.

In attendance: E J Humphreys (Clerk to the Council).

Declarations of Members' Interests: Members declared personal/ prejudicial interests at the start/ during the meeting as follows:

Agenda Number	Item	Councillor	Nature of Declaration
5.7	Applications for Works to Trees	M J Jones	Personal & prejudicial interest as a member of Powys CC Planning, Taxi Licensing & Rights of Way Committee
11.1.1-ii	Rights of Way (making of an application for a Definitive Map Modification Order)	M J Jones	Personal & prejudicial interest as a member of Powys CC Planning, Taxi Licensing & Rights of Way Committee

2.0 Public Participation: to receive members of the public who wish to address the council in respect of any item of business included in the agenda. Any member of the public wishing to speak must notify the Clerk to the Council no later than 15 minutes prior to the start of the meeting.
None.

3.0 Minutes of Previous Meetings

- 3.1 To approve & sign the minutes as a correct record of the Ordinary Business Meeting 21st January 2020 at Churchstoke Community Hall (paper 3.1 previously circulated).

The minutes of the Ordinary Business Meeting 21st January 2020 at Churchstoke Community Hall were reviewed.

RESOLVED:

The minutes of the Council Ordinary Business Meeting 21st January 2020 at Churchstoke Community Hall are approved and signed as a correct record.

- 3.2 To report matters arising for information from the minutes of the Ordinary Business Meeting 21st January 2020 at Churchstoke Community Hall.
None.

- 4.0 Governance: Electoral Matters Hyssington Ward:** further to the elections 4th May 2017 and the Declaration of Intent to Co-Opt dated 8th May'17, to receive nominations and to co-opt to fill the 1 remaining vacancy on the council for Hyssington Ward.

The Chairman reminded Members of the remaining vacancy in Hyssington Ward following elections on 4th May 2017, and of publication of intent to co-opt. The Clerk reported no expressions of interest have been received.

Action – Members to seek

5.0 Planning

- 5.1 Planning Specific Correspondence:

5.1.1 Planning Aid Wales: News & Training Opportunities: to receive details and resolve attendance (inc papers 5.1.1a-b previously circulated).

Council received planning news and training opportunities from Planning Aid Wales. Noted.

Cllr M J Jones joined the meeting at this point.

5.1.2 Other Planning Specific Correspondence: to receive and circulate for information such correspondence as will be brought to the attention of the council by the Clerk.

None.

- 5.2 Consultation by Welsh Government closing 13th Mar'20: Changes to planning and related application fees: to receive the recommendation of the working party comprising Cllr R K McLintock with The Clerk, and to resolve a Council response to the consultation (Cllr R K McLintock) (papers 5.2a-b previously circulated).

The Chairman referred Members to the consultation documents received Jan'20. Cllr R K McLintock and the Clerk described the recommendations of the working party.

RESOLVED

CCC accepts the recommendations of the working party unamended, and submits the response outlined in paper 5.2b).

Action – Clerk to process

The Chairman thanked the working party for its work preparing the recommendations.

- 5.3 Powys CC Planning Determinations: to report from Powys CC notifying the community council of planning decisions in the community council area (papers 5.3a-b previously circulated).

Council received notice of Powys CC planning determinations as follows:

Ref.	Site	Powys CC Decision
19/1597/HH	Lake Farm, Churchstoke	Approve
19/1807/FUL	Development at Hyssington Farm, Gorsty Lane, Hyssington	Approve
19/1810/DEM	Barn at Mount Pleasant, Churchstoke	Closed
20/0033/AGR	Todleth Farm, Todleth	Planning permission required

- 5.4 Planning Inspectorate Appeals: Notice(s) of Appeal: to receive & resolve responses to Notices of Planning Appeal including but not limited to those listed below. Later Notices may be considered at the discretion of the Chair:

Ref.	Appellant	Site	Description
None.			

- 5.5 Pre-application Consultations by Developers: to receive & resolve responses to pre-application consultations by developers including but not limited to those listed below. Later applications may be considered at the discretion of the Chair:

Ref.	Applicant	Site	Description	rec.
None.				

- 5.6 Planning Applications: to receive & resolve responses to consultations; full application(s) detail(s) at <http://pa.powys.gov.uk/online-applications/?lang=EN> including but not limited to those listed below. Later applications may be considered at the discretion of the Chair.

Ref.	Applicant	Site	Description	rec.
None.				

- 5.7 Applications for Works to Trees Subject to Tree Preservation Order or in a Conservation Area – to receive & resolve responses to consultations including but not limited to those listed below. Later applications may be considered at the discretion of the Chair:

The Chairman referred Members to the consultations.

Declarations of Members' Interests:

- Cllr M J Jones having declared a personal and prejudicial interest left the meeting for this item.

RESOLVED

CCC responds to consultations on planning applications as follows:

Ref.	Applicant	Site	Description	Resp
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20/0220/TRE (papers 5.7a-l previously circulated)	Mrs Sally Currin, Pinfold, Hyssington	St Etheldreda's Church, Hyssington,	Works to a tree in conservation area to remove / prune damaged and rotten branches	*
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**20/0220/TRE: CCC understands that because of the emergency nature of the situation, that works have already been carried out and the application has been withdrawn, so no response is necessary.*

5.8 Planning Enforcement:

5.8.1 From Powys CC to CCC: to report for information, planning enforcement matters within the community (papers 5.8.1a-c previously circulated). Council received information from the Principal Planning Officer, and from Portfolio Holder, in response to CCC's December enquiry as to progress with outstanding planning enforcement matters. Noted.

Council also received acknowledgment from the planning officer in response to CCC's January enforcement report. Noted.

5.8.2 From CCC to Powys CC: to report planning enforcement matters within the community.

The Chairman invited Members to bring forward planning enforcement matters within the community for the attention of the planning authority.

RESOLVED:

CCC reports planning enforcement matters to the regulatory authorities (Powys CC and Natural Resources Wales) as follows:

Ref./ Site	Description
Maypole Bank, Hyssington	Felling of trees and removal of hedgerows in a conservation area

Action – Clerk to process

Members noted that Powys CC Planning Office was slow to attend in contrast to Natural Resources Wales which attended within 3 days and is requiring remedial action by the landowner.

The Chairman thanked Cllr G Frost for bringing the matter to the attention of the community council and the regulatory authorities.

6.0 One Voice Wales/ Society of Local Council Clerks, Guidance Notes: to receive reports of AGM/ conference/ area meetings/ guidance notes/ training/ correspondence.

6.1 OVW: Membership 2020-21: to receive information & to resolve the recommendation of the Clerk to renew membership of One Voice Wales for 20-21 (papers 6.1a-c previously circulated).

Council received an invitation to renew corporate membership and a letter from the Chief Executive outlining the benefits of membership of OVW. The Clerk recommended renewal of membership.

RESOLVED

CCC renews its corporate membership of One Voice Wales for 2020-21 at £246.

Action – Clerk to process

- 6.2 OVW: Training: to receive notice of training session at Montgomery and Aberystwyth, and to authorise attendance by Members as an approved duty (papers 6.2a-b previously circulated).

Council received details of training at Montgomery, Aberystwyth, and Machynlleth. The Clerk commended the quality of training, recommended participation and reminded Members of the requirement in Standing Orders to undertake Code of Conduct Training within 6 months of accepting office.

RESOLVED

CCC approves attendance at the above training sessions as an approved duty.

Action – Members to inform Clerk of participation & Clerk to process

- 6.3 OVW/SLCC Correspondence: to receive and circulate for information correspondence received from/via OVW/SLCC as will be brought to the attention of the council by the Clerk.

The Clerk reported correspondence, highlighting certain items, which will be circulated electronically post meeting where electronic copies are available, and set out in appendix 1.

Action – Clerk to process

7.0 Recreation

- 7.1 Village Green at Hyssington:

7.1.1 To receive correspondence from FOTGAH, and to resolve to endorse the Clerk's reply (papers 7.1.1a-d previously circulated).

Council received correspondence from FOTGAH regarding the calling of the FOTAGH AGM.

RESOLVED:

CCC notes the correspondence from FOTGAH regarding then calling of the FOTGAH AGM and endorses the Clerk's replies indicating that CCC has not called, and is not calling, the AGM and providing information on the role of ward councillors.

7.1.2 To report, and resolve if desired, from the Friends of the Green and Horsewell (FOTGAH) on its works to the Green and preparation of draft arrangements with CCC for registration (Cllr R K McLintock).

Council received the FOTGAH Newsletter (Feb'20) previously circulated by the Clerk.

Cllr R K McLintock reported that the FOTGAH AGM will be held 27th Feb'20, at which they will endeavour to address matters objectively. The Clerk reported a FOTGAH Newsletter which has been circulated which appears to contain expressions of opinion and the date of an alternative AGM on 2nd Mar'20.

The Chairman thanked Cllr R K McLintock for his efforts at continued liaison with FOTGAH, both Cllr R K McLintock and Cllr G Frost for their work and perseverance as ward councillors, and that CCC will look forward to working with the newly elected FOTGAH Committee.

- 7.2 Recreation Field Aeration: to receive, and resolve if desired, quotation(s) for recreation field aeration treatment 2020-21 (paper 7.2 previously circulated). Council received a quotation for recreation field aeration for 2020-21 and expressed some concern at then effectiveness of the treatment as currently applied.

RESOLVED:

CCC seeks an alternative quotation for aeration treatment of the recreation field.

Action – Clerk to process

- 7.3 Playground Inspection: to receive, and resolve if desired, an invitation from Powys CC to join the independent annual inspection of children's play areas organised by its Outdoor Recreation Service at £60 plus vat per site (paper 7.3 previously circulated). Council received an invitation from Powys CC to join the annual independent inspection of children's play areas.

RESOLVED:

CCC commissions the annual independent inspection by RoSPA of the children's playground, organised via Powys CC, at £60 plus vat.

Action – Clerk to process

- 7.4 Arboriculture Survey: to report the results of the survey and to resolve maintenance works for 2019-20 and 2020-21 accordingly (papers 7.4 a-d previously circulated). Council received the survey report and considered works for the remainder of the financial year 2019-20 and for 2020-21.

RESOLVED

CCC notes the arboriculture report and prioritises and seeks quotations in September for felling (local contractor) of the diseased tree adj. Churchstoke Bowling Club and for pruning (tree surgeon) to the Millennium Yew Tree at Belle Vue, to take place in October

Action – Clerk to process

- 7.5 Grounds Maintenance Contract: to report that the current contractor has withdrawn from the contract with effect from 31st March 2020 at the mid-contract optional breakpoint and to resolve to invite tenders for consideration at the March meeting (paper 7.5 previously circulated). Council received notice that the current contractor has withdrawn from the contract with effect from 31st March 2020 at the mid-contract optional breakpoint. The Clerk recommended retendering for a two-year term for the current specification.

RESOLVED

CCC invites tenders for grounds maintenance on the current specification without amendment for decision in March 2020.

Action – Clerk to process

- 7.6 Churchstoke Community Hall: to report from the February meetings of the Churchstoke Recreation Association (CRA) and on the community hall (Cllr C P Smith & Cllr D L Powell).

Cllr C P Smith reported on recent well-attended meetings of the CRA, at which new Chair, Secretary and Treasurer were elected. Cllr D L Powell added further information from a second meeting 24th Feb'20, reporting the enthusiasm of the new committee, new activities in the community hall and applications by CRA for grant funding.

- 8.0 Cemetery:** to receive, and to resolve if desired, a verbal report and recommendations from Member with Special Responsibility for the Cemetery (Cllr B L Smith).

Cllr B Smith reported mole infestation at the cemetery.

RESOLVED

CCC commissions a further session(s) of mole control at the cemetery

Action – Clerk to process

9.0 Consultations

- 9.1 Powys CC: Transforming Education in Powys: to receive and resolve a response, if desired, to the consultation closing 24th Feb'20 (papers 9.1a-d previously circulated).

Council received the consultation documents received 27th Jan'20. The Clerk reported that Powys CC has informed that it is currently in the engagement phase of the process, and timelines are very tight as it wants to get firm proposals for cabinet by 7th Apr'20. It also stated that this is not a consultation process, but engagement, and is unable to extend the timescales at this time.

RESOLVED

CCC does not feel enough time has been allowed to allow it to respond to the engagement phase and awaits formal consultation later in the year.

- 9.2 Consultation by the Independent Remuneration Panel for Wales (IRPW): Draft Supplementary Report on the principles relating to the reimbursement of costs of care: to receive the consultation closing 9th Apr'20, and to resolve, if desired, a working party to bring forward recommended responses to the March meeting (papers 9.2a-c previously circulated).

Council received the consultation documents.

RESOLVED

CCC supports the proposals in the Draft Supplementary Report (Principles relating to the reimbursement of Costs of Care) by the IRPW.

Action – Clerk to process

- 9.3 Consultation by Powys Teaching Health Board (PTHB): Meeting the Challenges in Podiatry Services in Powys: Redesigning Services for the Future: to receive the consultation closing 29th Mar'20, and to resolve, if desired, a

working party to bring forward recommended responses to the March meeting (papers 9.3a-d previously circulated).

Council received the consultation documents.

RESOLVED

CCC does not wish to respond to the consultation by PTHB (Meeting the Challenges in Podiatry Services in Powys: Redesigning Services for the Future).

10.0 Finance

10.1 Finance Specific Correspondence:

10.1.1 Wales Audit Office (WAO): Financial Management and Governance – Community and Town Councils 2018-19: to receive for information, the press release 5th Feb'20 and associated report (papers 10.1.1a-b previously circulated).

Council received the press release and the associated report 'Financial Management and Governance – Community and Town Councils 2018-19' setting out the WAO findings, conclusions and recommendations for the sector.

10.1.2 Other Finance Correspondence: to receive and circulate for information such correspondence, if any, as will be brought to the attention of the council by the Clerk.

None.

10.2 Finance Consultation by Wales Audit Office: Future Audit Arrangements for Community Councils in Wales: to receive the consultation closing 19th Mar'20, and to resolve a response, if desired (papers 10.2 a-b previously circulated), Council received the consultation documents.

RESOLVED

CCC notes the deadline for response to the consultation by WAO (Future Audit Arrangements for Community Councils in Wales) is prior to the March meeting, therefore delegates the response to the Clerk after reference to Cllr J N Wakelam.

Action – Clerk to process after reference to Cllr J N Wakelam

10.3 Items Received Since Last Meeting: to report.

The Clerk reported items received since the last meetings as follows:

Payer	Description	£
NatWest Bank	Gross interest Jan'20	5.34
Leach & Son	Cemetery burial & excl right fees (plot 467)	380.00
Total		385.34

10.4 Items for Payment: to resolve to approve items for payment as follows:

The Chairman referred Members to the items listed for payment.

RESOLVED:

CCC authorises payments as follows:

Chq	Payee	Description	£ex vat	£vat	£total
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1249	Future Arbor	Arboriculture survey	460.00	92.00	552.00
1250	E J Humphreys	Reimburse computer anti-virus renewal 27 th Jan'20	74.99	15.00	89.99
1251	Wales Audit Office	External audit fee 2018/19 accounts	244.75	0.00	244.75
1252	SLCC Enterprises Ltd	Practitioners' Conference	299.00	40.00	339.00
<i>Sub-total for payment this meeting</i>			1,078.74	147.00	1,225.74
<i>To report items previously authorised</i>					
1253	E J Humphreys	Clerk net salary Feb'20	<i>As employment contract</i>		
Action – Clerk to process					

10.5 Financial Balances: Consolidated Bank Balances: to report consolidated balances to date after sweep, receipts & payments.

The Clerk reported on the M&G quarterly statement for 1st Oct-31st Dec'19:

Fund	Number of shares	Share Price (p)	Value at 31/12/2019 (£)
Charibond	100	124.88	124.88

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

Item	Current acc. £	Reserve acc. £
Gross balances	1,000.00	29,556.63
Less consolidated ring-fenced funds	0.00	12,230.86
Net balances available	1,000.00	17,325.77

11.0 Highways & Rights of Way

11.1 From Powys CC/ Shropshire Council to CCC:).

11.1.1 Rights of Way:

- i. to report for information from Countryside Services (paper 11.1.1-i previously circulated)

Council received a response to CCC's report stating that the lane, from its junction with U2714 to the start of FP13, does not carry any registered public rights as described on the Definitive Map and Statement (DMS), nor is it recorded on the List of Streets (LoS) as a Highway Maintainable at Public Expense. Therefore, the Powys CC cannot take any legal enforcement action against obstruction.

- ii. to resolve the making of an application by CCC for a Definitive Map Modification Order at Hyssington from the Highway (U2714) to the start of Public Footpath 13 (papers 11.1.1-ii a-c previously circulated).

Council received information, and application pack, from Powys CC that whilst the fact that the lane is not recorded on the List of Streets as public road or on the Definitive Map & Statement as a public right of way, it is not proof that a public right does not exist, but, a public right would need to be proved. Council received information and application pack for application for a Definitive Map Modification Order (DMMO) to add a route if the applicant

believes that the content of the Definitive Map and Statement is incomplete or incorrect.

RESOLVED

CCC will apply for Definitive Map Modification Order for to add the lane as public footpath, from its junction with U2714 to the start of FP13 and asks Cllr G Frost to work with the Clerk to prepare and submit application.

*Action – Cllr G Frost
& Clerk to process*

11.1.2 Highways: to report for information general maintenance matters, if any (paper 11.1.2a-b previously circulated).

Council received information from Powys CC as follows:

- a) U2697 Churchstoke, Montgomery emergency road closure 10-12th Feb'20. Noted.

11.2 From CCC to Powys CC/ Shropshire Council: to report and resolve if desired, general maintenance matters, if any.

Members reported highways matters.

- a) C2056 at Hyssington south of Cefn Farm: drains have been cleared. Noted.
- b) Private track towards The Barns, Hyssington: appears to be blocked in places. Noted.

RESOLVED

CCC reports highways matters to Powys CC/ Shropshire Council as follows:

- a) *C2009 junction with C2056: damaged road direction sign, still not repaired.*
- b) *C2146 Coed Lane: blocked drains leading to flooding during recent storms.*

Action – Clerk to process

12.0 County Councillor & County Council Report: to receive a report, for information, from the county councillor & to discuss general Powys CC/ Shropshire Council matters.

- a) Powys CC: County Cllr M J Jones reported as follows:
 - Budget discussion and budget decision is expected to be confirmed Friday 28th Feb'20.
- b) Shropshire County Council: no report.

13.0 Correspondence

13.1 Police and Crime Commissioner: Fourth St David's Day Conference: to receive and resolve, if desired, attendance as an approved duty at the conference on 6th March at Carmarthen into an exploration of Policing in Rural Areas.

Council received information and invitation to attend the Fourth St David's Day Conference. Noted.

- 13.2 Welsh Government: Consultation Events Beyond Recycling: to receive and resolve, if desired, attendance as an approved duty at the consultation events in March (papers 13.2a-b previously circulated).
Council received information and invitation to attend the consultation events (Beyond Recycling). Noted.
- 13.3 Other General Correspondence: to receive and circulate for information other general correspondence as will be brought be brought to the attention of the council by the Clerk.
The Clerk reported general correspondence, highlighting certain items, which will be circulated electronically post meeting where electronic copies are available, and set out in appendix 2.

Action – Clerk to process

14.0 Chairman’s Announcements, Items for Future Agenda & Date of Next Meeting

- 14.1 Chairman’s Announcements: to receive announcements from Chairman and Members for information.
None.
- 14.2 Items for Future Agenda: to bring forward items for consideration for future agenda.
None.
- 14.3 Date of next meeting for information: Ordinary Business Meeting Tue 24th Mar’20, 7.30pm, at Hyssington.

15.0 Confidential Session

- 15.1 Resolution to Exclude the Public and Press: Under the Public Bodies (Admission to Meetings) Act 1960 (2) to resolve that members of the public and press be requested to leave the meeting by reason of the [specified] confidential nature of the business about to be transacted.












RESOLVED

Under the Public Bodies (Admission to Meetings) Act 1960 (2) CCC resolves that members of the public and press be requested to leave the meeting by reason of the [specified] confidential nature of the business about to be transacted.














- 15.2 Confidential Correspondence [confidential reason: data protection of individuals]: to receive, and resolve if desired, such other business or correspondence of a confidential nature as will be brought to the attention of the council by the Clerk.
None.

Meeting ended – 9.33pm.

Appendix 1: One Voice Wales/SLCC correspondence circulated post meeting

-  01a - OVW - Innovative Practice Annual Awards Ceremony 26 Mar'20 - 190220.pdf
-  01b - OVW - Agenda One Voice Wales Innovative Award Ceremony 2020.pdf
-  02 - OVW - News Bulletin Jan'20 - 100220.pdf
-  03a - OVW - Urgent Important Message Green Growth funding opportunities for Community and Town Councils - 190220.pdf
-  03b - KWT One Voice Wales_LPFN packages tet for distribution -.pdf
-  03c - EGF SCHEME GUIDANCE FINAL Feb 2020.pdf
-  04a - KWT - Exciting New Opportunity Local Places for Nature packages - 190220.pdf
-  04b - KWT - Spring Clean Cymru - 20 March – 13 April - 110220.pdf
-  05 - WAO - Consultation on future audit arrangements for Community Councils in Wales - 060220.pdf
-  06a - IRPW - Draft Supplementary Report the principles relating to the reimbursement of costs of care - 130220.pdf
-  06b - IRPW - Annual Report 2020-21 Feb'20 - 210220.pdf

Appendix 2: Other general correspondence received circulated post meeting

-  01 - R George AM - News from Russell George AM - 050220.pdf
-  02 - Craig Williams MP - offer and introduction - 220220.pdf
-  03 - DP Police - Community Surgeries Churchstoke 2020.pdf
-  04a - MWWFRS - Calon Tan Winter 2020 - 070220.pdf
-  04b - MWWFRS - Calon Tan Winter 2020.pdf
-  05 - SpArC - news bulletin - 300120.pdf
-  06 - WGov - Minimum Pricing for Alcohol Stakeholder information 2 Mar'20 - 060220.pdf
-  07a - Play Wales - e-bulletin February 2020 - 060220.pdf
-  07b - Play Wales - Focus on play for county councillors - 100220.pdf
-  07c - Play Wales - New info sheet Play sufficiency and the role of playworkers - 270120.pdf
-  07d - Play Wales - New publication our impact report - 300120.pdf
-  08a - KBT - Get ready for the Great British Spring Clean - 280120.pdf
-  08b - KBT - Is Your Council Taking Part In GBSpringClean 2020 - 120220.pdf