



**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 26th November 2019, 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 B L Smith (Vice-Chairman), Cllr C P Smith.

The Chairman welcomed members of the public.

Apologies for absence approved by Council: None.

Other apologies for absence reported to the meeting: Cllr J N Wakelam, Cllr D N Yapp.

Other Members not present: Cllr A Richards.

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
5.5	Planning Applications	D L Powell	Personal & prejudicial interest in application 19/1782/FUL as family member of applicant
5.5	Planning Applications	M J Jones	Personal & prejudicial interest as a member of Powys CC Planning 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 22nd October at Churchstoke Community Hall (paper 3.1 previously circulated).

The minutes of the Ordinary Business Meeting 22nd October at Churchstoke Community Hall were reviewed.

RESOLVED:

The minutes of the Council Ordinary Business Meeting 22nd October 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 22nd October 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 (paper 5.1.1a-b previously circulated).

Council received planning news of Planning Aid Wales 40th Anniversary event at the Senedd, and details of training opportunities. Noted.

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.

- a) Welsh Government, Planning Directorate (via One Voice Wales): copy of letter to Chief Planning Officers regarding 'Biodiversity Enhancements' clarifying that in light of the legislation and Welsh Government policy (PPW10), where biodiversity enhancement is not proposed as part of an application significant weight will be given to its absence, and unless other significant material considerations indicate otherwise it will be necessary to refuse permission. Noted.

- 5.2 Powys CC Planning Determinations: to report from Powys CC notifying the community council of planning decisions in the community council area (papers 5.2a-b previously circulated).

Council received notice of Powys CC planning determinations as follows:

Ref.	Site	Powys CC Decision
19/0803/RES	Buttercup House, Churchstoke	Approve
19/0935/FUL	Lynwood, Churchstoke	Approve
19/1022/CLE	Cwm Farm, Churchstoke	Approve
19/1051/VAR	Buttercup House, Churchstoke	Refused

5.3 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.			

5.4 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.				

5.5 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:

Declarations of Members' Interests:

- Cllr M J Jones having declared a personal and prejudicial interest left the meeting for all applications.
- Cllr D L Powell having declared a personal and prejudicial interest in application 19/1782/FUL left the meeting for this item.

In the absence of the Chairman for application 19/1782/FUL the Vice-Chairman took the Chair for this item.

RESOLVED:

CCC responds to consultations by Powys CC on planning applications as follows:

Ref.	Applicant	Site	Description	rec.
19/1696/REM	Mr G Roberts, Mid-Wales Housing Association, Ty Canol House, Ffordd Croesawdy, Newtown	Former Hatchery Site, Churchstoke	Section 73 application to vary condition 24 (i) from planning consent P/2017/1076 to allow 12 affordable homes instead of 28	N*
19/1782/FUL	Mr & Mrs Llewellyn, Cefn Du, Cyffronydd, Welshpool	Land at Great Brithdir, Old Churchstoke	Erection of a rural enterprise dwelling, installation of a septic tank and all associated works	S
19/1798/REM	Mr Simon Kendrick, Powys County Council, County Hall, Llandrindod Wells	Land Adjoining Fir House, Churchstoke	Section 73 application to vary condition no. 2 attached to outline approval P/2016/0721 for up to 45 dwellings to allow extension of time for further 3 years to submit reserved matters application	S

19/1807/FUL	Mr William Middleton, Land at rear of Hyssington Farm, Gorsty Lane, Hyssington	Development at Hyssington Farm, Gorsty Lane, Hyssington	Move site entrance 3.8 metres north from current position	S
19/1810/DEM	Mrs Eluned Jones-Bright, Powys County Council, County Hall, Llandrindod Wells	Barn at Mount Pleasant, Churchstoke	Demolition of a barn	S

**19/1696/REM: the community council wishes to bring to the attention of planning officers that many of the proposed dwellings will lie outside the development boundary, but is unable to comment further without information as to which dwellings in the development are classed as affordable so notes the application without further comment.*

Action – Clerk to process

5.6 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:

Ref.	Applicant	Site	Description	rec.
None.				

5.7 Planning Enforcement:

5.7.1 From Powys CC to CCC: to report for information, planning enforcement matters within the community.

Ref./ Site	Description
None.	

5.7.2 From CCC to Powys CC: to report for information, planning enforcement matters within the community.

Ref./ Site	Description
None.	

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 SLCC: Practitioners' Conference Training: to authorise attendance by the Clerk at the Practitioners' Conference, part funded by the training bursary, as training, continuous professional development, and keeping up to date with sector issues & good practice (paper 6.1a-b previously circulated)
The Clerk reported the notice and agenda of training workshops at the 14th Practitioner Conference 26th & 27th Feb'20 at Kenilworth at 'early-bird' net price £199.

RESOLVED:

CCC authorises attendance by the Clerk at the 2020 Practitioners' Conference, part funded by the training bursary, by way of training, continuous professional development, and keeping up to date with sector issues & good practice.

Action – Clerk to process

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

The Clerk reported other 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: 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).

Cllr R K McLintock reported further correspondence from FOTGAH, and his reply re-iterating that CCC welcomes any assistance FOTGAH can give to overcome obstacles. Members noted that there doesn't appear to have been a recent formal meeting of FOTGAH members and therefore the representational mandate of FOTGAH might be challenged by villagers.

- 7.2 Powys CC: Countryside Access: to consider and resolve an invitation to express an interest in application with Powys CC for Big Lottery Funding to improve public access to the Rights of Way network (paper 7.2a-b). Council received an invitation from Powys CC Countryside Services to express an interest in working collaboratively with local community groups and Countryside Services to apply for Big Lottery funding to improve public access in the locality for both the health and well-being of your residents and to increase opportunities for tourism and the local economy. The Clerk highlighted that a key criterion is the ability to prove there is a demand, and that success of the scheme is dependent on volunteers coming forward from the community to identify opportunities and help undertake works should the project be successful.

RESOLVED

CCC notes that the scheme is dependent on volunteers coming forward from the community to identify opportunities and help undertake works, and that there must be proof of demand so does not wish to express an interest in the Powys CC Countryside Services scheme at this juncture.

8.0 Consultations

- 8.1 Powys CC: Schools Service: Vision 2019 Town and Community Councils Engagement: to receive details of community engagement consultation workshops (13th & 17th Dec) and to resolve to authorise councillors to attend as an approved duty (paper 8.1 previously circulated). The Chairman referred Members to the consultation papers, and invitation to attend community engagement events at Llandrindod Wells 13th & 17th Dec'19.

RESOLVED

CCC does not wish to attend the Powys Schools Vision 2019 Town and Community Councils Engagement events on 13th & 17th Dec'19.

9.0 Finance

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

9.1.1 Welsh Government: Appropriate Sum under Section 137(4)(A) of the Local Government Act 1972 Section 137 Expenditure: Limit for 2020-21.

Council received notification that the limit is increasing from £8.12 (2019-20) to £8.32 (2020-21) per elector. Noted.

9.2 Financial Year 2019-20: to receive, and resolve, the bank reconciliation, receipts, payments to 30th Sep 2019 (paper 9.2 previously circulated)
The Chairman referred Council to the Clerk's mid-year bank reconciliation, receipts and payments to 30th Sep 2019.

RESOLVED:

CCC notes and approves the bank reconciliation, receipts and payments to 30th Sep 2019.

9.3 Financial Year 2020-21: to receive, and resolve if desired, on appeals for financial assistance (paper 9.3 previously circulated).
The Chairman referred Council to the Clerk's report on general financial appeals received during the year.

RESOLVED:

CCC makes provision in the 2020-21 budget for donations totalling £140, and provisionally allocates £70 each for the Royal British Legion and Wales Air Ambulance.

Action – Clerk to process

9.4 Financial Year 2020-21: Budget Preparation: to receive, and resolve if desired, on the budget panel 1st draft budget (paper 9.4a-b previously circulated).
The Chairman referred Council to the budget panel's 1st draft budget and plan for 2020-21. The Clerk explained the layout, content and the precept calculation, and asked Members to consider whether any amendments are to be brought forward in December.

Action – for Dec agenda

9.5 Items Received Since Last Meeting: to report.

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

Payer	Description	£
NatWest Bank	Gross interest Oct'19	6.11
Total		6.11

9.6 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
-----	-------	-------------	---------	------	--------

1241	SLCC Enterprises Ltd	Clerks Manual 2019	47.50	0.00	47.50
1242	S Hockly	Hyssington Notice Board	150.00	0.00	150.00
<i>Sub-total for payment this meeting</i>			197.50	0.00	197.50
<i>To report items previously authorised</i>					
1243	E J Humphreys	Clerk net salary Nov'19	<i>As employment contract</i>		
DD	Information Commissioner	Data Protection Fee	35.00	0.00	35.00

Action – Clerk to process

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

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

Item	Current acc. £	Reserve acc. £
Gross balances	1,000.00	25,924.61
Less consolidated ring-fenced funds	0.00	10,672.93
Net balances available	1,000.00	15,251.98

10.0 Highways & Rights of Way

10.1 From Powys CC/ Shropshire Council to CCC: to report for information general maintenance matters, if any.

The Clerk reported correspondence from Powys CC/ Shropshire Council as follows:

None.

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

Members reported highways matters for the attention of Powys CC/ Shropshire Council. The Clerk reported two items of highways correspondence from a member of the public concerning Coed Lane and A489 at the Blue Bell.

RESOLVED

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

- a) A489 at Ivy House: pothole/surface failure
- b) A489 at Blue Bell: pothole/surface failure
- c) A489 in Churchstoke: broken glass on the bus shelter
- d) C2009 opp Llan Farm: pothole adjacent to BT cover which could lead to failure of the cover
- e) C2146 Coed Lane: blocked drains
- f) C2193 adj Todleth Cottage: an entrance which blocks the road when used.

Action – Clerk to process

11.0 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:
 - Little new information available at present due to General Election purdah period

- Budget settlement from Welsh Government is delayed due to General Election purdah which will delay the Powys CC Budget process.
- b) Shropshire County Council: no report.

12.0 Correspondence

12.1 Welsh Government: to receive notice and Ministers' Written Statement regarding the Local Government and Elections (Wales) Bill (papers 12.1a-b previously circulated).

Council received notice and Ministers' Written Statement regarding the Local Government and Elections (Wales) Bill which contains provisions to enable electoral reform and establishes a new governance framework for local government. The Clerk reported that if the Bill becomes Act it will have significant implications for the community council sector. Noted.

12.2 Other General Correspondence: to receive and circulate for information other general correspondence as will 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

13.0 Chairman's Announcements, Items for Future Agenda & Date of Next Meeting

13.1 Chairman's Announcements: to receive announcements from Chairman and Members for information.

- a) Chairman: in acknowledgement of the Chairman's donation of £50 to Mainstone defibrillator fund, the Knighton Motor Club will be presenting £250-300 to the community council at the Horse & Jockey 7.30pm, Thu 28th Nov'19.
- b) Cllr C P Smith: reported from the Churchstoke Recreation Association AGM on 12th Nov'19, highlighting the election of a new Chairperson, and that a letter will be sent to residents appealing for volunteer membership; finances are stable and not parlous.

13.2 Items for Future Agenda: to bring forward items for consideration for future agenda.
None.

13.3 Date of next meeting for information: Ordinary Business Meeting Tue 17th Dec'19, 7.30pm, at Churchstoke (December meeting early to avoid Christmas/ New Year week).

14.0 Confidential Session

14.1 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.

- 14.2 Recreation: Trees: [confidential reason: commercial quotes and contract]: to receive and resolve quotations for arboricultural survey (paper(s) 14.2a-b previously circulated).

The Clerk reported that two quotations had been received.

RESOLVED:

CCC accepts the quote of Future Arbor Ltd to the value of £460, subject to conditions of contract, for the specified arboricultural survey.

Action – Clerk to process

- 14.3 Recreation: Fingerpost: [confidential reason: commercial quotes and contract]: to receive and resolve quotations for fingerpost restoration (paper(s) 14.3a-c previously circulated).

The Clerk reported that one quotation had been received.

RESOLVED:

CCC accepts the quote of Signpost Restoration Limited to the value of £3,850, subject to conditions of contract, detail such as distances and road numbers, and the agreement of the Powys Highways Authority for the specified fingerpost restoration.

























Action – Clerk to process

- 14.4 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 – 9.21pm.

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

-  01 - OVW - News Bulletin Oct'19 - 231019.pdf
-  02a - OVW - Reporting on Section 6 The Biodiversity and Resilience of Ecosystems Duty - 111119.pdf
-  02b - Reporting template for T&CCs - ENG.pdf
-  02c - Reporting FAQs for T&CCs - ENG.pdf
-  02d - Section 6 overview - ENG.pdf
-  02e - TCC green spaces leaflet - ENG.pdf
-  02f - Carmarthen TC - WGov Guidance re duty under the Environment (Wales) Act 2016 - 231019.pdf
-  02g - Example of a completed template for T&CCs1 - ENG.pdf
-  03 - OVW - Minutes LLC 16 October 2019 - DRAFT 151119.pdf
-  04 - OVW - TRAINING REMINDER COMMUNITY ENGAGEMENT PART 2 MACHYNLETH 26TH NOV'19 - 131119.pdf
-  05 - OVW - Vancay Mid & West Wales Development Officer - 231019.pdf
-  06a - WGov - Bus Pass Renewal Programme - 251119.pdf
-  06b - Bus Pass Poster REF20243-Digital-Screens-V2-05.jpg
-  06c - Bus Pass Poster REF20243-Digital-Screens-V2-06.jpg
-  07a - WGov - A More Equal Wales Commencing the Socio-economic Duty - 221119.pdf
-  07b - WGov - Minister's Written Statement A More Equal Wales Commencing the Socio-economic Duty - 221119.pdf
-  07c - WGov - A-more-equal-wales-commencing-the-socio-economic-duty.pdf
-  08 - WGov Chief Planner - Dear CPO Letter Biodiversity Enhancements - 311019.pdf
-  09a - WGov - Amendment to SuDs Sustainable Drainage Enforcement Order 2018 - 051119.pdf
-  10a - Bevan Foundation - Beyond Cities resilient local economies and communities 28th Nov'19 - 231019.pdf
-  10b - Bevan Foundation - Beyond Cities resilient local economies and communities 28th Nov'19 - web details.pdf
-  11a - OPCW - EverydayAgeism Campaign - 231019.pdf
-  11b - OPCW - Newsletter Oct'19 - 061119.pdf
-  12 - Wales CHC - Letter - 081119.pdf

Appendix 2: Other general correspondence received circulated post meeting

-  01 - R George AM - News from Russell George AM - 011119.pdf
-  02 - SpArC - UPDATE NOVEMBER 2019 - 151119.pdf
-  03 - WGov - Review of fees for child burials or cremations - 251119.pdf
-  04a - WGov - A More Equal Wales Commencing the Socio-economic Duty - 221119.pdf
-  04b - WGov - Minister's Written Statement A More Equal Wales Commencing the Socio-economic Duty - 221119.pdf
-  04c - WGov - A-more-equal-wales-commencing-the-socio-economic-duty.pdf
-  05 - CA Powys Annual Review 2019 - 300919.pdf
-  06 - MWWFRS - Calon Tân Autumn 2019 - 041119.pdf
-  06 - Powys CC - Powys County Council is feeling the squeeze - 231019.pdf
-  07a - Powys CC Arwain - The Rural Development Programme in Powys - 191119.pdf
-  07b - Powys CC Arwain - The Regenerator Winter 2019.pdf
-  07c - Powys CC - Arwain Job Vacancy - Finance - 011119.pdf
-  08a - Powys CHC - Agenda SPC 26.11.19 - 201119.pdf
-  08b - Powys CHC - Agenda Exec 26.11.19 - 201119.pdf
-  09 - Play Wales - e-bulletin November 2019 - 041119.pdf