



A- barth Onan Hag Oll! Representing One and All

REPORTS FOR JANUARY 2012 MEETING

AGENDA ITEM 6.1

Police Liaison and NHW Report

Decision Required:

To note contents of the report.

REPORT:

Adam Riddel and Andrew Huddleston both indicated that they are available and prepared to attend the NHW meeting on Thursday 26th January at 7.00 pm in the village hall. I have confirmed the booking and the Hendra room is now booked for the above date and time. I have also talked to Charlie about the arrangement of the room.

Cllr. Biscoe has produced, printed and posted notices around the village and he and I have talked to and handed out flyers to as many people as possible to encourage them to attend.

I have managed to contact most of the existing co-ordinators and one is definitely willing to continue and two definitely not. Stephen Richards is not continuing but has some NHW signs which he says he will give to Cllr Biscoe.

Cllr Biscoe suggested that we provide tea and biscuits and I will organise that if all agree but we may need to book the kitchen.

Cllr. V Kavanagh

January 2012

AGENDA ITEM 7.2

Parish Council Meeting – 17th January 2012

Clerk's Report re Cornwall Councillor Neil Plummer

Decision Required:

To note the report and approve its content.

Report:

Councillor Plummer has asked me to convey to Members the contents of an e-mail I received from him on 6th January. It reads as follows:

Dear John,

Happy New Year John- Jowan Bledhen Noweth Da !

Hope that this will be a good one.

Mother is getting progressively worse and needs more and more attention and I have to plan anything I do around this task which is now getting more difficult for me.

The combination of Angina and Low Blood Pressure, Diabetes, Final Stages of Parkinson's Disease and now increasingly Alzheimer's is a lot to struggle with, so much so that I cannot predict anything anymore. 24 hours a day and 7 days a week does literally mean that as I have found. When mother gets violent there is nothing I can do but there is no way I can leave her or Beatrice.

But once again I renew my commitment to you personally and to the Parish Council that I am available at any time on request to help you if I can. My right arm is my lap top and I am constantly writing emails on Council Duties. This is the modern method of liaising with the Parish Councils but you know that you can reach me also by telephone on 01209-860410 which is also an answer phone and you can come here at home anytime.

Any Parish Councillor can also come down of course I am only five minutes from the Playing Field. I am usually available like most times all the time at home unless I am on Council duties!

If you need a report on anything or to act on your behalf with Cornwall Council just let me know.

*Once again I thank you for your understanding please keep sending the minutes **which I do not appear to be receiving all the time** and I will email you again to confirm this but it has been quite a time since I received any minutes although the agendas all arrive but not the minutes.*

St. Stithians is the only Council I do not receive the minutes.

If there is anything outstanding let me know. If there is a meeting that needs my attendance because of something special that needs me I will try and attend otherwise the lap top will continue the good works.

Please report this to the Parish Council as Correspondence.

Best wishes,

Neil

I shall, of course, make sure that he now receives the Minutes each month, although I have pointed out to him that they can be found on the website should I forget.

John V Calvert, Clerk, 6th January 2012



AGENDA ITEM 7.3

Devon & Cornwall *Constabulary*

STITHIANS COUNCIL MEETING POLICE REPORT **TUESDAY 17th JANUARY 2012**

Since your last police report for the meeting on 15th November there have been five crimes reported in the parish. This compares with nine over the same period last year.

In the November period, a flower pot was taken from a garden in Penhalvean, two trailers and some plants were taken from a field on Tubbon Hill and a laptop was taken from an insecure car in Foundry Hill.

In the December period, a mower was taken from a field on Tubbon Hill (this possibly happened at the same time as similar thefts from a field last month). There was also the mutilation of a horse which occurred in a field near Stithians Dam; the enquiry into this incident is on-going and several avenues are being investigated. There were no incidents of antisocial behaviour reported.

PC 6317 David Cook

AGENDA ITEM 8.1

Clerk's Report re Bus Services

Decisions Required:

- 1. To note the report and approve its content.**
- 2. To ratify the action of the Clerk in submitting the Briefing to Cornwall Council.**

Report:

Rod Davis, with a little assistance from Councillor Biscoe has compiled the following submission stating Stithians Parish Council's views for consideration by Cornwall Council's Cabinet on 18th January when it considers the tenders for bus services within the County:

STITHIANS AREA BUS SERVICES

BRIEFING FOR CORNWALL COUNCIL FROM STITHIANS ref. CABINET MEETING 18 JANUARY 2011

- 1. Stithians Parish Council is aware of the decision by Cornwall Council to invite bus companies operating within the county to retender for provision of local bus services as from April 2011, as a result of potential changes to funding support for loss making, but socially necessary services. It is understood that a meeting of the Cabinet on 18 January will discuss the outcomes and recommendations of the tendering process and make decisions as to the future pattern of supported services for the next eight years.*
- 2. The Parish Council has also noted that in recent years, Stithians and the surrounding area (pop. 2000+) has suffered a gradual erosion of its already modest bus services, from withdrawal of the regular day long route to Redruth and Falmouth (service no. 41), through a near-total loss of 'Easy-access' buses on the Helston-Truro route (T2, subsequently 82A), to the more recent withdrawal of evening connections through Perranwell to Truro. These changes had the effect of, respectively, making visits to Falmouth or Redruth difficult or near-impossible for those without access to a car; trapping wheelchair users in the village on occasions when they needed to travel but were unable to use a bus reliably; and making evening social trips or connections for homecoming rail travellers impossible or extremely expensive if taxis have to be used.*
- 3. Stithians has its share of people who need or wish to travel but for various reasons - age (young and old), infirmity, disability, lack of funds - are unable to use a private car or do not have access to one. For these travellers especially, provision of a regular and reliable bus link with Truro is essential. The current, approximately two hourly service appears to be about the right level of provision, although we feel reinstatement of the two evening services to and from Truro should be considered for the reasons stated above. This could be done at little extra cost by diverting the current 582 weekday evening service (Western Greyhound), which avoids Stithians by travelling the main road from Devoran via Longdowns and apparently does very little business within that part of the route, which is thinly populated. This could remain a 'by request to driver' option, as operates now for the late evening trip to Helston.*
- 4. The more recent weekday shoppers' service no. 442 (Summernote Travel) has reinstated a limited connection between Stithians and Camborne/Falmouth and is welcomed by regular users, who have slowly but steadily increased in numbers. However, there has always been a stronger connection with Redruth for Stithians residents in terms of services (e.g. doctors' surgeries, rail connections) and shopping, and a route change of the 442 to/from Redruth rather than Camborne would be warmly welcomed and supported. Provision of a bus fitted with a wheelchair lift on most days has especially benefited at least one parishioner who is a regular user of this service, and we would wish for this arrangement to continue much as at present.*
- 5. We would ask, therefore, for Cornwall Council to emphasise to Cabinet members in the strongest possible terms that, whatever form the new bus framework will take in April, any further erosion of bus services through the Stithians area would be severely detrimental both to current users and the potential for encouraging new ones, and be quite unacceptable to Stithians Parish Council. Also that cognisance is taken of the fact that subsidised Bus Pass traffic pays a significant role in sustaining the viability of bus routes as well as performing the valuable social function of enabling those users to access services independently and thereby more economically than they otherwise could.*

Because the Cabinet meeting is to be held on 18th January, it was not possible to present this to Members prior to its submission. Your Chairman has agreed with its content and it is now presented to Members for ratification.

I was unsure as to how to submit the document and therefore enlisted the help of Cllr Neil Plummer who not only submitted it to the appropriate officer for inclusion with the agenda papers but also sent it to every Cabinet Member individually. Furthermore, he added his own impassioned plea for maintaining services and even went as far as to highlight the plight and extreme difficulty a certain disabled parishioner experiences when using the (inadequate) bus service.

John V Calvert,

Clerk

10th January 2012

AGENDA ITEM 10

STITHIANS PARISH PLAN

Decision Required:

To note the report

REPORT:

Once again there has been no meeting since the last PC meeting. Data entry was suspended over the Christmas break but should start again this month

Cllr. V Kavanagh

Jan 2012

AGENDA ITEMS 11.1 to 11.4

Clerk's Reports for Meeting on 17th January 2012

Summary of Decisions Required (Details in report):

1. To note the Parish Council's current financial position as detailed in the report.
2. To note the information provided concerning the Aggregates Levy Sustainability Fund.
3. To note the response from the Police to the Parish Council's further correspondence re policing of large events.
4. To agree to the Clerk investigating the purchase of a new Lap Top Computer and reporting further to a future meeting.

Report:

11.1 Council's Current Financial Position:

Appendices 1, 2 and 3 to this Report show the Council's financial position as at 10th January. There are no significant variances at present which have not already been explained to Members.

If Members have any queries on the accounts, I shall, of course, be pleased to address them at the meeting.

The appendices to this report can be obtained from the Clerk or from the Financial Reports Page of the website.

11.2 Aggregates Levy Sustainability Fund:

I advised the December meeting that I would report on the current position regarding this matter.

As instructed under Minute 12/11/11(2), I asked about the availability of ALS Funding following information received by Cllr Biscoe that, contrary to information previously supplied by Cornwall Council, it may still be available.

I was informed that the Aggregate Levy Sustainability Fund was part of the Area Based grant (ABG) and that for 2010/2011 it was worth £107,000. Unfortunately, they say, the ABG and this grant ended as part of the Government's grant cuts last year! (It was actually DEFRA that stopped the grant. However, as with all grants the Budget process decided that services would be given funding to the value of 70% of their 10/11 grants and so the Chief Executive's Department (who received this grant previously), was given an allocation of £74,900 as part of their net budget. So, effectively, they state, it is no more, but they have allocated a proportion of its previous value to the service.

The £74,900 referred to is in the 2011/12 Budget and so it begs the question as to what it is being used for if it is not being allocated to Parishes as previously under the ALSF.

On 23rd November, Adrian Lea, the Manager of the Natural Resources Planning Team at Cornwall Council, who provided the above information, was asked if an Aggregates Levy was still paid by producers and if so, where it goes. This has to date not received a reply and so I sent a reminder on 10th January asking a further question as to what the £74,900 which would previously have been allocated to Parish Councils under the ALSF has been used for. He is unable to answer and has said that he will endeavour to find out or at least provide me with a contact in the Chief Executive's department.

Any further response will be reported verbally to your meeting.

11.3 Response from Police re Policing of Large Events:

This is also a matter on which I informed the December meeting that I would report.

As instructed under Minute 23/11/11, I responded to the Police stating that SPC has observed a correlation between large events and crime rates, as demonstrated by Police reports to the Parish Council, thereby indicating that a police presence at such events would be beneficial, possibly utilising the Special Constabulary.

It received the following response from Chief inspector Nick Jarrold:

Thank you for your Council's views on how the Special Constabulary can best be used in your area.

I will incorporate your views into my report findings. Indeed the views of Stithians Parish Council are largely mirrored across the two counties we police.

The Special Constabulary provide much needed support to local police Officers and PCSOs and my report will seek to ensure that their valued, voluntary contribution is used to the very best effect based on public need.

Thank you again for your contribution. It is my intention to run a press release at the conclusion of my review where you will be able to note the recommendations.

11.4 Clerk's Lap Top Computer:

As Members are aware, I bring a Lap Top Computer to Council Meetings so that I have absolutely everything at my fingertips should it be needed. Over the last few months, however, it has been getting progressively slower and slower to the point now that paint dries more quickly – it is most frustrating to use! It was bought by the Parish Council when I became Clerk in March 2004. It is also not compatible with the overhead projector in the meeting room – if it were, far greater use could be made of it, particularly in respect of consideration of planning applications for example, when documents could be viewed by all on the screen. I think it is time the present one was retired and a new one, more fit for purpose, purchased. I therefore seek Members' approval to investigate cost, etc. and report to a future meeting. The Computer Fund presently stands at £1,631.46 with a further 3500 to be added on 1st April.

JV Calvert,

Clerk

10th January 2012

AGENDA ITEM 12.1

<u>Application No. and Applicant(s)</u>	<u>Address</u>	<u>Proposal</u>	<u>Date Received from Cornwall Council</u>	<u>Date Passed to Planning Portfolio Holder</u>	<u>Stithians Parish Council Recommendation</u>	<u>Date Returned to Cornwall Council</u>	<u>Date Decision Notification Received from Cornwall Council</u>	<u>Decision of Cornwall Council</u>	<u>Date of Cornwall Council's Decision</u>
PA11/05903 Wendron Cricket Club	Wendron Cricket Club WENDRON PC	Erection of Wind Turbine	25/07/11	25/07/11	No Comment	07/09/11			
PA11/06053 Mr B Johns	Adj 7 Roseline Estate WENDRON PC	Erection of Wind Turbine	01/08/11	01/08/11	Not Supported	08/09/11			
PA11/07886 Mr P Symmons & Mr S Thomas	Carn Farm, Carn	Conversion of Barn to form two dwellings & associated works	07/11/11	07/11/11	Support with Conditions	17/11/11	29/12/11	Approved with Conditions	28/12/11
PA11/09161 Mr Jim Ravey	Lower Nancrossa Farm WENDRON PC	Erection of 3 50kW Wind Turbines 34.2m high	Information received from Press List	22/11/11	Not Supported	15/12/11			
PA11/09407 Mr D Hand	Fair View Cottage Tubbon Hill	Two storey extension to dwelling	22/11/11	22/11/11	Support with Conditions	15/12/11	24/11/12	Approved with Conditions	23/12/11
PA11/09421 Mr & Mrs G Mackfall	Elm Cottage Crelow Lane	Erection of two storey & single storey extension, porch extension & associated works	02/12/11	02/12/11	Support with Conditions	15/12/11	04/01/12	Approved with Conditions	03/01/12
PA11/10231 Ms C Savage	Vellandruca Cottage Foundry Road	Erection of Extension	06/12/11	06/12/11	Support with Conditions	15/12/11			
PA11/10505 Cornovia Tree Services	Kennall House Ponsanooth	Various Tree Works	14/12/11	15/12/11					
PA11/09960 Blast Clean & Coatings Ltd	Lower Trolvis Works	Construction of extension to Factory Building	16/12/11	16/12/11					

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PA11/06053 Mr B Johns	Adj 7 Roseline Estate WENDRON PC	Erection of Wind Turbine	01/08/11	01/08/11	Not Supported	08/09/11			

AGENDA ITEM 12.3(a)

PA11/08557 – Cornovia Tree Services – Various Tree Works – Kennall House, Ponsanooth.

Decision Required:

To support or oppose.

Recommendation:

Support.

REPORT:

Having unsuccessfully tried to contact the land owner to arrange an appointment to view the site, Jim Lyle contacted the applicants, Cornovia Tree Services on behalf of the Parish Council.

The application is to fell one medium mature Beech tree, reduce the crown on one Plane tree and fell one semi mature medium sized Ash tree.

The Beech has had the Ivy removed from the base which has revealed that the stem is damaged from the base to a height of two metres. It is intended to remove the tree and it's stump removed and replaced with a 1.5 m Beech Fagus Sylvatica.

The Plane tree has a large growth on the main stem which is causing the tree to grow at an angle making the crown unbalanced requires reducing the crown by 2.5 m to 3 m back to sound growth to reduce the risk of failure.

The Ash is located on the left hand side of the bridge over the river Kennall. It has a small open cavity at handrail height and should have been removed as a sapling and has now outgrown its location. The intention is to fell this tree and replace it on the adjacent lawn with a 1.5 m Quercus Robur.

Cornovia Tree Services manage the trees on site for the owner and Jim Lyle is happy that they are carrying out necessary works for the benefit of the protection of trees on the site.

We would therefore recommend that we support this application.

Cllr P Tisdale

12th January 2012

AGENDA ITEM 12.3(b)

PA11/09960 – Blast Clean & Coatings Ltd – Erection of Additional Factory Unit – Lower Trolvis Works, Longdowns.

Decision Required:

To support or oppose.

Recommendation:

Support with Conditions.

REPORT:

Councillor Tisdale and I visited Blast Clean and Coatings Ltd on 11 January 2012 and met with the applicant Mr Mark Kelly.

Blast Clean and Coating Ltd is sited in a disused quarry at Lower Trolvis. The site contains a number of existing factory units which includes Blast Clean and a Timber Saw Mill. In addition there are a number of metal storage containers of various sizes. Access is via the road leading from the A394 at Longdowns to Stithians via Trevales and is accessible to large vehicles.

Currently Blast Clean stores their work items, mainly steel fabrications, outside in the weather. The object of this application is to construct a large, 30m X 12m, factory-style building for use as an enclosed area for the storage of their work items. The new building will be constructed using box profile steel cladding coloured light green to match their existing buildings. Although the proposed building will be in the centre of the available space, we were assured that there will still be ample parking and space for the free flow of delivery vehicles.

Visually, the building would be sheltered on three sides by the nature of the old quarry excavations and would only be visible from the east which is currently open countryside and not visible to neighbouring properties. The site plan, however, suggests a tree shelter/screen area adjacent to the road and it was felt that this screen should be added as a condition to any approval. We would therefore ask that Members support the application on this basis.

Cllr R Nicholls

12th January 2012

AGENDA ITEM 12.5

Clerk's Report for Meeting to be held on 17th January 2012

Decision Required:

That this report be accepted and its content noted.

Report:

12.5 LICENSING:

Having checked Cornwall Council's website on 11th January, there were no current applications affecting Stithians.

For Members' information, the link is:

www.cornwall.gov.uk/default.aspx?page=21173

12.5.1. Stithians Showground:

Hire Agreement:

I have still heard nothing on this and will send yet another reminder.

Footpath 25:

This is now reported under the Footpaths, Highways and Environment Portfolio.

JV Calvert,

Clerk

11th January 2012

AGENDA ITEM 12.6

Clerk's Report for Meeting to be held on 17th January 2012

Polkanuggo Wind Turbine – Appeal against Refusal of Planning Consent

Decisions Required:

1. That this report be accepted and its content noted.
2. To ratify the content of the submission made to the Planning Inspectorate by the Clerk on 8th January 2012.
3. To agree to a further e-vote should it be necessary before 31st January in the light of other submissions made.
4. To agree that any further submission agreed by an e-vote be ratified at the February 2012 meeting of the Parish Council

REPORT:

As Members are aware, it was agreed at the December meeting under Minute 19/12/11 that the content of the Council's written representation to the Planning Inspectorate in relation to the appeal by Mr Bostock against refusal of planning permission for a wind turbine at Polkanuggo Farm be agreed by an e-mail vote, submitted by the Clerk to the Planning Inspectorate before the deadline of 10th January 2012 and ratified by the Council at the January meeting and that Members submit

any comments they may have for inclusion in the report to the Chairman before Friday 23rd December 2011.

In the event, Members left the matter largely in the hands of the Chairman who produced a draft on 5th January which, after some further comment was finalised on 6th January and e-mailed the same day for final agreement. I received seven votes in favour of the report and none against. Two Members did not reply, although one of those had agreed the first draft. The other sent no response whatsoever and therefore, as stated in the e-mail, was assumed to be in agreement.

I sent the agreed submission along with 21 supporting pictures to the Planning Inspectorate on Sunday 8th January and immediately received an automated acknowledgement.

Details of the appeal can be found at

<http://www.pcs.planningportal.gov.uk/pcsportal/ViewCase.asp?caseid=2165010&coid=2097410> although there are still no documents there. Members have seen the Cornwall Council submission which I e-mailed on 5th January.

The submission agreed is as follows:

Introduction

Stithians Parish Council does not support this appeal for the following reasons, and requests that the appeal is not upheld in order to prevent local residents' lives becoming intolerable. We are extremely surprised and dismayed that Cornwall Council has made no mention of the serious effects to the health hazards caused by the generation of low frequency (amplitude modulated) noise. Their reliance and implicit confidence on the fundamentally flawed ETSR-R-97 alone is staggering. Although we have serious concerns about the negative visual impact which this development would have on the area, the over-riding reason that Stithians Parish Council opposes both the application and the Appeal is the serious effect that AM is known to be having on the health and well-being of residents who live within the proximity of these turbines. More and more studies are revealing the devastating effects which this phenomenon is having on people's lives, not only in the UK, but worldwide. It appears that Cornwall Council's Planning Department has taken little, or no, notice of the growing number of papers written by experts in their field, as well as the mounting number of planning case histories readily available and we are staggered at their failure to take any of that information into account. We believe that the intention of Cornwall Council was to just rubber stamp Government Policy without properly analyzing or assessing any genuine issues which this development may cause. Whilst we as a Parish Council have no objection to turbines in general, we believe that they must be sited away from residences and that we have a duty of care to protect the well being of our Parishioners in this respect.

Application Site

The proposed application site is for a wind turbine with a height to the tip of the rotor of 56.5 m. It is approximately 400 m away from the applicant's dwelling and holiday lets, but within 300 m of two adjacent properties at Higher Trolvis and Little Trolvis Farm to the east. We have serious concerns about the effect that continuous, long term noise could have on the health and well being of these residents, as well as those in the adjacent village of Longdowns. Currently there are 3 dwellings

within a 300 m radius (the closest of which is approximately 280 m), 1 within 400 m, 7 within 500 m, 92 within 1000 m and 55 within 1500 m, making a total of approximately 158 residences within 1500 m, including part of Rame.

These figures do not include any residences within the village of Stithians, who will see this turbine on the skyline. We are also acutely aware that there have been almost 300 objections by residents lodged with the Planning Authority regarding this application. The site is also within 1700 m of the Roskrow turbines, and within 1500 metres of a proposed development for 3 turbines at Rame, which is currently under consideration by the Planning Authority. Should that application be successful we would argue that this area would become saturated with wind turbines. Should this appeal be allowed, Rame and Herniss would be bordered on both sides by wind turbines within less than 1000 m radius.

In England, developers tend to decide on the distance limit they will adopt between Windfarms and other buildings, many opting for 500 metres, some 800 metres, some no limits at all. Paragraph 22 of PPS 22 in fact permits local authorities to set limits to the distance between wind farms and other existing developments, which can mean settlements or dwellings. Virtually no local authorities have made use of this option with the exception of Devon County Council, who set a limit of 600 metres in 2009 in the case of a proposed development at Holsworthy. We request that whatever the outcome of this appeal, Cornwall Council, and the Government in particular, should set a minimum distance requirement of 1000 metres when considering turbine developments in close proximity to settlements or residences.

We also recommend that Cornwall Council, and Central Government, should formulate a strategic plan for the location of wind turbines in the countryside. They should also actively discourage 'piecemeal' development in this type of landscape, especially as our main industry, tourism, relies on visitors enjoying unspoilt views of this type of landscape.

Although current trends are towards supporting wind turbines, the energy used in the manufacture of these, known as the 'carbon footprint', can take over 200 years to offset against the energy generated. We also question whether this and the loss of visual amenity in this particular case outweigh the stated value of 100 kW capacity of electricity produced. It must also be noted that, while the installed capacity may be 100 kW, the performance of wind turbines is accepted at only approximately 30% of installed capacity due to the variability in the availability of wind.

Sustainability

A "cost benefit analysis" is part of the planning process. In order to calculate the electrical output of a turbine in a given location, it is recommended that a 40 m wind mast be erected for a period of 12 to 18 months. The applicant has failed to do this and is therefore unable to calculate the efficiency and financial benefits of the turbine with any accuracy and has not therefore proved the suitability of the site for this purpose. The application also states that it is designed for low wind speed, but there is no maximum operational speed stated, and from experience we know that wind speeds in this area can be quite severe. Turbines can only generate electricity when there is suitable wind and what electricity is produced cannot be stored, neither can it be generated on demand.

We are also aware that developers and manufacturers tend to overstate the efficiency of these turbines and the proportion of time that they can operate. The following is an extract from an objection to a development made by the Weston Wind Turbine Working Group.

9. Benefits and Need

A "cost benefit analysis" is part of the planning process. When set against detrimental impacts such as visual impact, potential noise issues and desecration of the Green Belt we believe that the application should be refused. The degree of benefit is important to assess, as it is against this that the inevitable detrimental effect on the local environment is weighed. The former must clearly outweigh the latter. In order to calculate the electricity output it is recommended that a 40m wind must be erected for a period of 12 to 18 months. The developer failed to do this and is therefore unable to calculate the efficiency of the turbines with any accuracy. Notwithstanding this the developer claims that the wind farm will displace some 15,300 tonnes of carbon dioxide per year and that it will produce enough electricity to supply 3,300 homes. Using the British Wind Energy's own calculator we estimate the actual saving of carbon dioxide to be 6,780 tonnes per year. Our calculation clearly shows the claim made by the developer that the wind farm will reduce carbon dioxide emission by 15,300 tonnes per year is grossly exaggerated and is more than twice the true value. It is assumed that the developer has made some mathematical errors or has used incorrect data in his calculations. Similarly, the developer's claim that the wind farm will produce 19,000 MW/hr is grossly exaggerated and would require a capacity factor of 0.36. This is most unrealistic and totally unachievable at the proposed location. The Eastern Region Renewable Energy Planning Study has shown that the best opportunities for renewable energy projects in Hertfordshire are active and passive solar sources, municipal solid waste & general industrial & commercial waste, short rotation coppice & forestry, and straw, along with small amounts from various other sources.

(*1)

The proposed turbine at Polkanuggo is clearly not for the benefit of local residents, as any excess electricity generated is intended to be sold to the National Grid, obviously to take advantage of the profit generated by the Government's over-generous feed-in tariffs, paid for by both the tax payer and electricity users. This is reinforced by what can only be described as the offer of a 'bribe' in the form of an unspecified 'contribution' towards the local area to compensate for any inconvenience local residents may suffer. This can therefore be seen as an admission that residents will clearly be the recipients of some form of negative impact created by the intended turbine.

Extract from the second reading of 'The Wind Turbines (Minimum Distances from Residential Premises) Bill [HL] 2010-11'. 10th June 2011, Hansard, Columns: 489 to 492.

They are also extremely expensive. The noble Lord, Lord Reay, referred to Wales. It is certainly true-we have a plague of these things in Wales. In Powys and Ceredigion, about 240 turbines are in operation, and another 1,000 are under application. The cost of these-together with the cost of lines, pylons, hubs and low-voltage lines-will be in the order of £1.3 billion. This works out at something like £5 million per achieved megawatt. That is the scale of the economic disaster that we seem determined to invest in. I do not believe that the Government have been entirely honest, because the vast bulk of this cost will not be paid by the developers. It will be paid by either the taxpayer or the consumers of electricity.

We understand that when local authorities come to assess planning applications, they have to pay attention to the policy guidance that comes from central government. The problem with that is that none of these planning policy statements-neither PPS 22 nor the additions to PPS 1-is properly debated in Parliament. They are just issued by government, and the chief planning officer, known as the chief planner, simply writes to local authorities saying they are obliged to have regard to these statements when they assess the applications for wind farms according to their development plan. The courts have ruled that these are material considerations for local planning authorities when they make that assessment.

Visual Impact

We do not accept the applicant's assertion that it will appear as part of the 'Roskrow cluster' as this would only be apparent from the east or west and from some distance away. The overall height will be approximately 30 m above the adjacent hilltop, and will therefore be visible to the south towards the Lizard, and from residences in Longdowns, Mabe and Rame as well as from the A394. It will be most noticeable, however, from Stithians. The proposed site is also within 2000 m of the Kennall Vale Mining World Heritage site, 3000 m of the Wendron Mining District World Heritage site and 5000 m from the Devoran, Perranwell and Gwennap Mining District World Heritage sites, as well as being visible from almost the entire Falmouth and Lizard Peninsula AONBs. There are two SSSI's, one 5500 m from the site and the other 6500 m, and at least 4 ancient woodlands within a 3000 m radius. There are also 66 listed sites or objects within the Parish, of which 32 are dwellings or buildings.

In a letter dated 10th August 2011 regarding the need for a screening application for a turbine at nearby Pencoose Farm, the Secretary of State deemed that an EIA was required due to the proximity of a large number of residences and the WHS, the proximity to the Roskrow turbines and his concern over the cumulative effect of adding further turbines. We believe that this turbine will have an adverse effect on the visual amenity of the area, especially when viewed as the skyline. We also noted that in the afternoon and evening, the position of the sun behind the turbine blades is likely to create a 'flicker effect', which would also undoubtedly have a detrimental effect on the lives of the occupants of the adjacent properties. This was wrongly dismissed by the Planning Authority who stated that this effect would conveniently fall short of the nearest property.

The photomontages supplied with the application are misleading, and do not illustrate the reality of how this turbine will be visible, both from the local area and the surrounding villages, especially Stithians. Following the tests with the balloon requested by the Parish Council for the previous application, we were surprised at just how much impact it would have on the local area. (A number of photographs are attached for you to judge for yourself.) Although the location of the tether is slightly different to that which is subject to this appeal, it is of little significance as it varied by less than 100 m, and is actually further away from the nearest residence than the intended location. The difference in height is also negligible due to the angle of the balloon's tether caused by the wind.

There are two well used public rights of way in close proximity to the site. One, a bridleway, runs through the property less than 200 m from the turbine. It is recommended that turbines should not be within 200 m of bridleways in order that the rotating turbine blades do not startle horses. The other is a footpath which leads to the adjacent triangulation station. From here, there is an

uninterrupted 360° view towards Bodmin Moor, the Lizard Peninsula, both north and south coasts and towards Penwith. This unbroken view will disappear if this turbine is granted planning permission. We are also not aware that the Ramblers Association has been consulted and would ask that their views be taken into consideration. Cornwall Council Urban Design Unit stated that the *'PROW route enters land on which proposed wind turbine is to be sited. The impact would be medium to high for walkers in the vicinity.'*

Noise Impact

Noise and its continual and thereby cumulative impact on residents is our main concern. There is currently a Private Member's Bill progressing through the Parliamentary process. 'The Wind Turbines (Minimum Distances from Residential Premises) Bill [HL] 2010-11' which is seeking approval as a result of known effects of Turbine noise on the health and well-being of residents living within the vicinity of these turbines goes to the Committee stage on 27th January 2012.

Section 4 of this Bill lays down statutory distances from turbines according to their height:

2 Requirements for minimum distance

- (4) If the height of the wind turbine generator is
- (a) greater than 25m, but does not exceed 50m, the minimum distance requirement is 1000m;
 - (b) greater than 50m, but does not exceed 100m, the minimum distance requirement is 500m;
 - (c) greater than 100m, but does not exceed 150m, the minimum distance requirement is 2000m;
 - (d) greater than 150m, the minimum distance requirement is 3000m.
- (5) The height of the wind turbine generator is measured from the ground to the end of the blade tip at its highest point.

3 Exception

The local authority may grant planning permission for the construction of a Wind turbine generator which does not meet the minimum distance requirement under section 2(4) if the condition under subsection (2) is met.

The condition is that owners of all residential premises which fall within the minimum distance requirement for the proposed wind turbine generator must agree in writing to the construction of the wind turbine generator.

It is the duty of a relevant authority to ensure that no written agreement is elicited by *unlawful means and that all necessary written agreements have been received before planning permission is granted.*

As can be seen from section 2, (4) (a) the recommended distance from any dwelling for a turbine with a generator just below 50 m in height, should be 1000 m. This proposed turbine is as already stated, less than 300 m from the nearest dwelling and also includes another 102 dwellings within this 1000 m zone. These recommendations do not, as yet, take into account any problems that can be created by the 'flicker effect'. This is a 'strobe' like effect caused by the blades rotating in front of the sun and may well be experienced by several nearby residences at different times of the year, depending on their location relative to the turbine and the height of the sun. A previous case in this Parish saw a wind turbine, significantly smaller than the one currently under consideration, granted

planning consent having to be removed due to the negative impact of flicker on properties at least 300 metres from the turbine. (*2)(*3)

Although not yet law, the Bill has been introduced for a reason, namely the now widely accepted recognition of health effects on local residents living in close proximity to these turbines. It appears, however, that little or no regard was made for the contents of this proposed Bill, as we were told by a Planning Officer that *'this is a Private Members Bill and has little chance of ever becoming law'*. The Welsh Assembly and Scotland have already introduced such statutory guidelines as have many other Councils in the UK. Cherwell District Council near Oxford has set a minimum distance of 800 m from the nearest residence.

It appears that the noise survey referred to in the application is also a generic report and takes no account of the continuous low frequency noise or local conditions. There are two main types of noise from a wind turbine: mechanical noise from the gearbox and generator, and aerodynamic noise caused by the passage of air over the wind turbine blades. The aerodynamic noise is amplitude modulated ("AM") i.e. its volume rises and falls as the turbine blades rotate. This noise is sometimes described as "blade swish". This is the noise nuisance with which we are most concerned and which can have a serious effect on people's health and well being.

Around 10% of young adults have a hearing threshold 8dB lower than most of the population and can hear frequencies as low as 15 – 19 Hz. This makes them more perceptive to low frequency modulation. (*4) The field adjacent to the site is not owned by the applicant and is used for keeping horses. The field boundary is about 60 m from the turbine, but we have been unable to ascertain whether there are any harmful effects to animals such as horses and cattle caused by AM noise and if so would we know if they were affected?

On 26th May 2011, at the Court of Appeal in the case of MICHAEL WILLIAM HULME v SECRETARY OF STATE FOR COMMUNITIES AND LOCAL GOVERNMENT and RES DEVELOPMENTS LIMITED, Lord Justice Elias accepted the Inspectors statement that;

'On the basis of the evidence I have heard I am satisfied that the phenomenon is not fully taken into account in ETSR-R-97. The evidence before the inquiry, accepted by the inspector, was that if this is excessive it can interfere with the amenity of local residents and in particular can disturb sleep.'

"On the basis of the evidence I have received, I conclude that the possibility of greater than the expected impact from AM would be possible. In circumstances where the result of unforeseen consequences is sleep disturbance, I am in no doubt that in the event of the appeal succeeding, a condition to regulate the phenomenon is both necessary and reasonable."

We are therefore of the opinion that a legal precedent has been set which indicates that ETSR-R-97 is flawed, and should not be used as a standalone method of testing noise levels. It is also well accepted by the 'acoustics industry' that ETSU-R-97, the 'standard' by which turbine noise is measured is fundamentally flawed, well out of date and drastically in need of an overhaul. (*5)(*6) Noise monitoring is routinely carried out at around 10 m above ground level, but wind speeds and therefore aerodynamic noise, can be totally different at 40 m. This can be particularly noticeable at night, when wind speeds at ground level may fall to zero, but are high enough at blade level to keep the turbine turning. The noise generated can then be accentuated by very low levels of

background noise as experienced in rural locations such as here. As yet we have not been shown any evidence that an accurate noise impact assessment has been carried out at this site and how the results could affect local residences.

It is the aerodynamic noise, created as the blades pass through the air, that causes the health problems to residents living in close proximity, namely the constant 'swish, swish, swish'. The blades can also produce low frequency noise in certain atmospheric conditions. It is this continuous, unrelenting noise that disturbs sleep, leading to headaches, stress, and anxiety. If these methods were used by our Armed Forces to extract information from POW's, they would be charged with war crimes, but it appears to be perfectly acceptable to allow nearby residents to suffer these events with impunity. Even though there is a mass of conflicting evidence, those who stand to profit from industrial wind turbines continue to insist that there is no problem with the noise, shadow flicker or other problems associated with living too close to such a structure. They insist that there is no proof that living 500 m from an industrial wind turbine is bad for you in any way. On the contrary, there is plenty of proof!

The UK Government allowed British Servicemen to take part in 'harmless' tests for nuclear weapons in the 1950's. Most people now accept the total lunacy of these actions – except Parliament, which has still yet to admit the ignorance of its former members and the devastating effects it had on the Servicemen involved, which have only become apparent in the last few years. The tanning bed industry continues to assert that there is no connection between the use of tanning beds and skin cancer, despite the growing medical evidence that indeed there are serious problems. Parliament has now recognized this fact, and has recommended a maximum level of use. Even the U.S. government's National Cancer Institute states: *"Women who use tanning beds more than once a month are 55 percent more likely to develop malignant melanoma, the most deadly form of skin cancer."*

Yet even now, with the knowledge that they can be giving their clients cancer, the tanning bed salesmen and the owners of tanning salons continue to insist that tanning beds are safe. Should we allow the turbine industry to perpetuate a similar kind of folly by burying our heads in the sand?

In spite of what is generally stated, the same noise problem with the siting of wind turbines exists throughout the world, even in Germany and Denmark. It's hard not to believe that if these common noise issues concerning wind turbines are worldwide, there must be some truth in it. As the old adage states: 'There's no smoke without fire'!

The following extracts are from a few of the papers presented at the 2nd International "Wind Turbine Noise Conference 2007" which was held in France in September 2007, chaired by Geoff Levanthall, the stated aims of which were "The conference aims to bring together the latest information on noise and vibration from wind turbines to give an unbiased framework from which future developments can be accessed".

"Noise Pollution From Wind Turbines:- Living with amplitude modulation, lower frequency emissions and sleep deprivation", by Julian Davis and Jane Davis, a registered nurse. This paper was written by a family in the UK who kept a diary about their life 3060 feet from the nearest wind turbine. The paper describes the nature of the noise with its pulsating character, the vibrations felt by the body and its intrusiveness, as well as the impact of the noise on them physically and psychologically.

Most serious is the sleep deprivation and the ensuing adverse effects, and the inability to pursue or sustain normal family and social functions. Eventually after 7 months of sleeping at friends houses, they abandoned their home.

Another accepted paper, "Wind Farm Noise Regulations in the Eastern United States", by Soysal and Soysal, Department of Physics and Engineering, Frostburg State University Frostburg, MD. Conclusions; Sound generated by wind turbines has particular characteristics and it creates a different type of nuisance compared to usual urban, industrial or commercial noise. The interaction of the blades with air turbulences around the towers creates low frequency and infrasound components which modulate the broadband noise which create fluctuations of sound level. The low frequency fluctuation of the noise is described as "swishing" or "whooshing" sound, creating an additional disturbance due to the periodic and rhythmic characteristic".

"Auralization and Assessments of Annoyance from Wind Turbines", by Soren Vase Legarth, DELTA, Denmark. The development of wind turbines moves toward maximizing the produced power by increasing size. In general- larger often means louder- and that gives rise to concern for people living near places for new wind turbine projects. Therefore focus also is kept on minimizing the emitted sound to make wind turbines more acceptable for the people living near them. Two primary attributes related to annoyance in wind turbine sounds are tonal components and the swishing sound from the rotating blades. The annoyance should be the key parameter when deciding where to build any new wind turbine park. Earlier studies have addressed this issue and identified perceptive attributes of the wind turbine sound that contributes to the overall annoyance.

"Unclouing the Nature of Wind Turbines Using the Science of Meteorology", William K.G. Palmer, Canada. Conclusions: To prevent noise excesses from wind turbines being a constant irritant, calculation of the sound power levels for a wind turbine must consider the wind shear changes from day to night and from season from season. Wind turbine proponents must recognize that evidence does not support the widely made, but inaccurate claim that as turbine output goes up ambient noise caused by ground level winds prevents annoyance.

People's testimonies in the US and all over the world in many cases living 1/2 mile or more from a wind turbine have reported that their family's lives have been turned upside down. These people were surprised by the reality of not just the loudness by sound decibel levels but also the content of the noise from a wind turbine. They were led to believe the same thing you've been led to believe that, quote: "thanks to improvements in technology, noise is no longer the issue it was". While a dBA limit is part of the sound limit for a setback from a residence, it's only a guideline and necessary for regulatory purposes. A one size fits all average noise limit with a built in allowance for masking has everything to do with a certification test and quantity siting and nothing to do with Public Health and Safety. Recent studies have proven that the "tallness" of the modern wind turbines presents a new set of issues. Trust the cumulative reports of the French Academy of Medicine, the UK Noise Association, Dr. Amanda Harry, Frey and Hadden, G.P. van den Berg, Pedersen and Wayne, Dr. Soysal, Rick James and George Kamperman who have actual data from operating windfarms, including the Fond du Lac project and who have studied the effects on people living with wind turbines. Please respect their findings and support setbacks of at least 1/2 mile or more.

There is now a well-established body of evidence, collected worldwide, that demonstrates the harmful effect of turbines for at least some of those who live close to them. Complaints are made continuously to the environmental health officers of local authorities. In February 2009 the Renewable Energy Foundation produced a roll, obtained under freedom of information requests, of 27 out of 133 wind farms in the United Kingdom which had given rise to noise complaints. This number subsequently rose to 46 out of 217 wind farms by April 2010, with 285 complaints having been recorded in total.

There was a report in the 1st December 2011 edition of the Western Morning News of a High Court case between Mr and Mrs Davis of Grays Farm near Spalding, and Fenland Windfarms Ltd and Fenland Green Power Co-operative Ltd, resulting in an out of court settlement for an undisclosed sum, after they had to abandon their £2.5 million home after the whoosh, whoosh and the low frequency hum from the generator became unbearable. The noise had been so severe that it warranted a reduction in Council Tax and had rendered their farmhouse unmarketable.

We believe that the Planning Inspectorate would be failing in its duty of care to the majority of residents of Longdowns if it does not uphold the decision of Cornwall Council and permits this development, knowing that these potential hazards exist. We would like to remind the Inspector of the recognized and well documented problems at Bear Downs and at Carland Cross, where the two nearest residents were forced to move out of their homes and that at least one of these residences is now derelict.

There is also the problem of loss of property value. Although we recognize that this is not a material planning consideration, it is worth bringing to your attention, as there could be a breach of an individual's right under the Human Rights Act 1998.

Article 1 of the First Protocol states:

"The protection of property gives every person the right to peaceful enjoyment of their possessions.

This imposes an obligation on the State not to:

interfere with peaceful enjoyment of property;

deprive a person of their possessions; or

subject a person's possession to control.

However, there will be no violation of this right if such interference, deprivation or control is carried out lawfully and in the public interest."

However, what is considered to be in the public interest is often left to the Government to decide, but any interference must strike a fair balance between the demands of the general interests of the community and the requirements of the individual's fundamental rights. A lack of appropriate compensation would be likely to be considered disproportionate if it were subsequently proven that house prices were badly affected by the location of a wind turbine. We would also argue that as over 300 local residents have objected to this proposed turbine, it is therefore not in the public interest.

*A property related activity that produces an environmental pollution escaping from a property onto a neighbouring property, causing a mischief or health problems, may trigger an interference with Article 8 of the European Human Rights Act, enacted in the UK as The Human Rights Act 1998. (*7)*

Access

We have serious concerns about the damage to the environment which the construction of this turbine may cause. We understand that the bases of these turbines require anywhere between 600 and 1000 tons of concrete to construct. The vehicles required for their delivery are very long and heavy. The highway access to this site is extremely narrow and has a number of very sharp corners. To date, we have seen no detailed plan as to how the turbine and these materials are intended to be delivered to the site, the additional number of vehicle movements, traffic management and what affect these will have on the local road system.

We believe that major alterations or damage will be inflicted on the hedgerows during the installation. As far as we are aware, none of the land adjacent to the site and the highway is owned by the applicant and access would not be made available to the site across this land at an easily accessible location. This would then mean that all deliveries would need to be made via the very narrow road from Longdowns and onto the property via a 90° bend. There is no mention of any assessment being carried out on the environmental impact that any demolition and re-instatement would have on the hedgerows and wildlife.

We also note that no comments have been received from the Police on how the turbine could affect the concentration of drivers travelling on the A394 as they approach London Wells from Rame (see photo). There have already been a number of fatal accidents on this stretch of road.

While we recognize that wind turbines may play a part in alternative energy production, there is a very real danger that in the haste to embrace this 'clean' technology, genuine concerns about noise pollution and degradation of visual amenity and its effects, are being ignored. We do not believe that the limited benefit of permitting a turbine of this size in such close proximity to such a large number of residences will outweigh the potential health risks that it could create for many residents.

There are too many assumptions, inaccuracies and inconsistencies in the application and not enough hard evidence. Data that has been supplied is mostly generic, supplied by the manufacturer, and the noise assessment has clearly has not been corroborated by on-site measurements.

Proviso

Should this appeal be upheld, we would ask that before any work is carried out on-site, accurate noise measurements are carried out, including at night when background noise is lower, for a minimum period of six months, in order that an accurate level of background noise is established. The locations of these measurements are to be as close to the nearest residences as possible. In order to comply with Lord Justice Elias' ruling regarding the level of low frequency noise, continuous monitoring should be carried out, at the applicant's expense, throughout the life of the turbine and monitored by Cornwall Council.

JV Calvert

Clerk to Stithians Parish Council, 8th January 2012

References:

(*1) 'OBJECTION TO THE ERECTION OF WIND TURBINES NEAR HATCH LANE', WESTON

Weston Wind Turbine Working Group. January 2009.

(*2) 'Wind Turbines, Noise and Health'. Dr Amanda Harry M.B.Ch.B. P.G.Dip.E.N.T. February 2007.

(*3) 'Inadequate standards currently applied by local authorities to determine statutory nuisance from LF and infrasound'. Hazel Guest, UK Noise Association. March 2003.

(*4) 'Wind Turbines: Low-Frequency Noise & Infrasound Revisited', Malcolm Swinbanks, M.A., PhD Applied Mathematician, Acoustician, Consultant Engineer.

(*5) 'ETSU-R-97 - Why it is Wrong', Dick Bowdler, July 2008.

(*6) 'RENEWABLE ENERGY FOUNDATION RESPONSE TO: DECC Consultation on the *Revised Draft National Policy Statement EN-3*'.

Renewable Energy, Infrastructure and related documents.

(*7) 'Noise Radiation from Wind turbines installed near homes: Effects on Health'.

Barbara J Frey, BA, MA, and Peter JM Hadden, BSc, FRICS.

In accordance with the minute of the December meeting, this submission is presented for ratification.

As stated previously, submissions had to be with the Planning Inspectorate by 10th January and there is a period until 31st January where final submissions can be made. It may be desirable, in the light of other submissions, for a further submission to be presented by the Parish Council and if this is the case, another e-mail vote may be necessary with the content of any submission being ratified at the February meeting and Members are asked to approve this action should it be necessary.

JV Calvert,

Clerk

11th January 2012

AGENDA ITEM 14.1

FOOTPATHS HIGHWAYS AND ENVIRONMENT REPORT FOR NOVEMBER 2011 MEETING

DECISIONS:

- 1. To note and approve the contents of the report.**
- 2. To approve the actions proposed in the report and the Clerk and Portfolio Holder to implement them as the Clerk's workload permits.**
- 3. To accept the tender from Mr Brush for the Foundry Hill Bus Shelter works in the amount of £70 for the work to be done as soon as possible.**

- 4. To decide what further action, if any, should be taken as regards the recycling banks at Collins Parc and the Institute.**
- 5. To agree to the provision of extra staking for the "Jubilee" Copper Beech tree in the playing Field as proposed in the report.**

REPORT:

FOOTPATHS

- 1 The meeting scheduled for Thursday 10th November with Officers from Cornwall Council responsible for operational aspects of Public Rights of Way was held and useful business transacted. Subsequent to that, the Ranger for the area spent time looking into the signage and clarifying the information which I had provided. A field visit was also made to Tory Lane, Trevales Farm, Mill Lane and Tresevern Bridleway. A further visit is planned to Tory Bridleway to look at the drainage but no date has yet been fixed. The Officer is enquiring about the ownership of the land adjacent to the leat on Mill Lane and FP25 and has made some progress with this.
- 2 A further meeting was held with the relevant Officers regarding the legal aspects of PRoWs. They undertook to look into these issues but are handicapped by an officer having retired and there being a recruitment freeze. I have an appointment to go and inspect some of their records relating to the Definitive Map and will report my findings.
- 3 Cornwall Council evidence forms relating to Footpath 25 have been distributed to people likely to be able to assist with evidence and to those who have responded to the publicity. I now await CC agreeing to provide more forms which they have agreed to do. They will not provide an electronic copy so that we can print our own forms as they want to number them. I suggested that the forms only need numbering when they come back with evidence on, prior to that they are just bits of paper but this did not find favour. The hit rate in terms of completed forms is not high but they went out just before Christmas and several people have asked me to sit with them to discuss the information required by the forms which I have started doing. The response so far is promising.
- 4 Regarding a response from the Agricultural Association about footpath closures in relation to activities on the Showground, I know from information from elsewhere that the matter was discussed at the SAA AGM. The latest response on 8th December was as follows: *the Association did not at this time decide one way or the other but felt the Parish Council should be aware that this could raise awareness of the possibility of making an application.* Mrs Toms goes on to say that she will be happy to discuss the matter further but not until "way into the New Year". I leave Members to interpret exactly what is meant by this statement. In the meantime, I am seeking clarification of both that and what she means by "way into the New Year".

- 5 The Clerk's letter to the occupiers of Seauraugh Farm was forwarded to the previous tenant who informed the Clerk that it was farmed by a farmer who did not live at the house. The Clerk then contacted Councillor Neil Plummer for assistance in contacting the farmer, when it transpired that Cllr Plummer has been trying since April via the CC Countryside Service to get something done about the obstruction. The Clerk has now prompted the Countryside ranger and it is hoped that a response will be forthcoming soon.
- 6 The Clerk wrote to the owners of Polkanuggo Farm. No reply has yet been forthcoming. I will travel the bridleway again as soon as I can. If no response by February I recommend we ask CC to look into this also.
- 7 Nothing further from SWW about their ambiguous signage despite a further reminder from the Clerk and confirmed when visiting with the CC officer that it is still there.
- 8 Waymarkers: I asked Roger Strick to price producing them so that we can progressively install them over a couple of years but have yet to receive his response.

HIGHWAYS

- 1 Highways have done the patching work as scheduled. They did Crellow Lane but left out the bit between East Road and Tremenhere Skinner. Completion is programmed and we will be advised of the dates very soon.
- 2 Crellow Hill and Seauraugh to Pencoose need patching. Other areas, including those which were patched, need surface dressing. CC have agreed to request these works and will advise at our next meeting what will be programmed.
- 3 The river bank highway boundary at Seauraugh which was repaired some years ago by installing some gabions is collapsing again, seemingly because the gabions are compressing and going out of shape. This was brought to the attention of Highways. They were reminded about the river bank highway interface between Seauraugh and Trewithen which has needed repair for some time. These issues will also be included in the request for works.
- 4 Subsequent to the letters from the Clerk, I have been in touch with Tony Stephens and Graham Prowse who have done the necessary about their boundary vegetation to clear sight lines.
- 5 Crellow Hill/ Collins Parc hedge has at last been trimmed by Coastline. We need to keep an eye on this and chase Coastline to trim it every six months as previously and will keep CC informed.
- 6 The Chip Shop have been written to about their use of the listed fingerpost as a stand for their advertising sign but are still displaying it from the listed fingerpost. Highways have agreed to follow this up with the owner.
- 7 Highways have agreed the tender document for painting the fingerposts and milestones. This can now be issued to contractors seeking bids for the work.

- 8 Some of the signage issues have been addressed by Highways. The graffiti have been removed from the Highways signage in response to our request. They omitted the sign at the entrance to Collins Parc and have been advised about this omission. The 30 sign on South Road has been attended to. The work to put some not suitable for HGV signs to protect Tregonning to Trolvis from misdirected HGV's will be done by the end of this financial year.
- 9 We have responded to the schedules for the cyclical maintenance. Highways will seek to amend the scheduled accordingly. The maintenance round due now has been delayed by the wet weather but will occur when the extraordinary works have been completed.
- 10 The sweeper worked Stithians on 28th November and should work again on 9th January according to the schedule. We will try and review the area covered at the next Neighbourhood Services meeting. Longdowns seems still a bit opaque. I agreed to prepare an e mail for the Clerk to send to CC enquiring how the sweeper work will be organised vis a vis the new waste contract and seeking to extend the area swept beyond the current 30 MPH zones.
- 11 Some of the streetlights have played up again but CC have come and fixed as necessary when reported. It seems their system does not tell them when there is a fault.
- 12 Tretheague light is still awol and efforts to contact James Lantesbery have not been successful so far. Dave Vincent will enquire why there has been no response. The solution is simple, a longer arm for the light. The need is clear and this has been communicated to James Lantesbery.
- 13 Salt Bins: other than the one at Tregolls they have not been refilled, repaired or replaced yet. CC have again been sent the list of sites in Stithians and will take it up from the point of view that the data which they hold is clearly very adrift. They say we have one salt bin; we know we have 9 sites.
- 14 Parish Council will look at improving the flow of runoff water at Crelow gate to stop it arriving on the highway.

ENVIRONMENT

- 1 The Clerk has received three offers (£289, £250 and £70) to do the necessary works to the Foundry Hill Bus Shelter to repair the broken slates and make it less easy for people to climb onto the roof. It is recommended to accept the lowest tender in the amount of £70 from Mr (Basil) Brush. As owners of the land upon which it is situated, CC have agreed to our planting some Burberis behind this bus shelter to deter access for climbing onto it. We need to ascertain the cost.
- 2 I have reported the Penhalvean Phone Box which has a broken window. The link for doing this is now on our website. No repair yet.
- 3 I have also checked all the other phone boxes in the parish and reported Hendra Close and Longdowns which have no dialling tone. No action yet. If none by next

meeting I will report them again and again as necessary. I suspect BT do no maintenance now and if they are not used for a certain time period will then come and remove them (or at least the works). They are less used now than before but still serve a purpose and are sunk assets which will yield nothing if removed.

- 4 The photovoltaic switch on the toilets is now working as it should although I have not been up to check if the lights are off between 2400 and 0500.
- 5 Works on the toilets to remove the moss and repair the gutters is now complete but it has revealed that repairs are needed. This will be further reported at a later date.
- 6 Confusion reigns as regards the CC proposals to remove recycling banks at the Institute and Collins Parc. Following the December meeting, the Clerk wrote to CC and received information which then led to an exchange of e-mails, some of which from CC were lengthy and somewhat confusing. To paraphrase, it seems that, despite the fact that the operators of the banks sell the contents, they still charge CC a management fee, which, despite a lengthy explanation, both the Clerk and I find difficult to comprehend. The Clerk has been informed that CC are charged approximately £70 per annum for the bank at the Institute. This charge depends upon the tonnage collected. In the Financial Year 2010/11, 4.7 tonnes of paper were collected at the Institute. It seems that if the bank is to remain, someone will need to stump up £70 per annum, although this could vary under the new operator (Sita). Regarding the recycling bank at Collins Parc, however, management of this has not been invoiced to CC and so they do not know either the tonnage or the management fee. The Clerk has suggested that perhaps Coastline pay this and therefore the bank should remain but, despite that, the clerk has been informed that, in the light of a new company collecting in the area it would most likely have to be removed anyway and an alternative arrangement made for the residents. The logic of this is lost on myself and the Clerk but CC have advised that they will "certainly look into the matter". Do Members wish to pursue the matter of retaining the recycling banks bearing in mind that the adjacent properties are served by a kerbside collection? There is no way of knowing if the bank at the Institute is used by people from further afield – this would certainly not be the case with Collins Parc. If so my suggestion is that the best plan might be for SPC to contact the owners of the bins and ask if they would keep them there if the land owners agreed. The bin owners maintain them the institute get some money as now. No cost to SPC or Institute. If they say yes then ask Coastline and the Institute if they agree. I know that some Collins Parc residents put their paper in the Institute bin and the Institute thereby benefits. *(Members please note – some of the wording in this paragraph is the Clerk's)*
- 6 Historic Churchyards Project. The original Stithians burial data has been removed and the Webmaster and his daughter are assembling a fresh set to be posted as soon as possible. The other material may be published separately by the researcher who compiled it.
- 7 Maintaining the pumps at Trembroath and Longdowns is in hand.

- 8 The Old Churchyard continues to improve with applications of maintenance from Tyrone who keeps the New Churchyard pristine. Several parishioners have commented most favourably on the improvement. CC will advise us at our next meeting with them what budgetary provision is available for next financial year.
- 9 Subsequent to our December meeting a hole has been prepared for the Diamond Jubilee tree and the tree is in place. We need to discuss a suitable plaque to commemorate the Jubilee at our next meeting. Extra staking because of the height of the tree was suggested at the playing field meeting. The pictures below show possible low-level staking to improve stability and the tree as planted in the playing field.



Members are asked to agree to the provision of extra staking.

- 10 The Christmas Decorations competition was a resounding success. The Chairman made the point that the positive Public Relations value of this exercise for the Council, at no cost and little effort is tremendous. A separate report has the results.
- 11 Because of other commitments, the Clerk has not progressed the matter of Tregolls Common and is unlikely to do so until a planning application has been submitted for the new cemetery. He has, however, asked Mr Barkhuysen to keep him informed of any relevant developments in this regard.
- 12 Celtic Cross, the Old Vicarage. Some correspondence as a result of which the Clerk has enquired from CC about the requirements in this regard but, because of other commitments, he has not progressed it. Having consulted the Chairman, this is not at present high on the Clerk's list of priorities. *(Again, this comment was added by the Clerk)*
- 13 CC have agreed to enquire about the ownership and conditions relating to the Crelow Fields amenity space. It may be advantageous to declare this a village green.
- 14 The dropped kerb work outside the Stithians Centre will be done by CC before the end of this financial year.

15 CC advise that the car park signs will be in place and that the Hendra Road sign which fell off its mountings will be replaced by the end of the financial year.

Thank you

Cllr James Biscoe

FOOTPATHS HIGHWAYS AND ENVIRONMENT PORTFOLIO HOLDER

AGENDA ITEMS 15.1 – 15.3

Clerk's Reports for Meeting to be held on

17th January 2012

PLAYING FIELD PORTFOLIO

Decisions Required:

1. To note and approve the content of the Report on the Playing Field meeting along with Appendix 1, particularly noting and agreeing the financial implications contained therein.
2. To note information provided relating to the Youth Shelter.
3. To agree layouts for new signs for the Playing Field and Skateboard Park.

Reports:

15.1 Playing Field Meeting:

The attached notes (Appendix 1) of the Meeting with the Playing Field Caretaker held on 10th January form the basis of this report and Members are asked to approve them and any financial implications contained therein.

15.2 Youth Shelter:

I have heard nothing further on this matter from either Vanessa Luckwell or PCSO Andy Huddlestone. I spoke to Andy early in January and he undertook to ascertain the current situation and to let me know. If I hear anything, I shall report verbally to your meeting.

15.3 Proposals for New Signage:

Members will recall that it was agreed under Minute 18/11/11 that Cllr Miss J Tisdale would produce drafts of these for consideration at this meeting. This she has done and has incorporated the suggestions made at the Playing Field meeting. It was suggested that colours should be added to the lettering rather than having them the same colour as the background but this has proved difficult and is something that will be discussed at the meeting. Drafts of the two signs are attached as Appendices 2 and 3 to this report. **Copies of these appendices can be obtained from the Clerk.**

JV Calvert, Clerk

11th January 2012

Appendix 1 to AGENDA ITEM 15.1

NOTES OF PLAYING FIELD PROGRESS MEETING HELD ON

TUESDAY 10th JANUARY 2012

Present:

(NP) Councillor N Potter – Playing Field Portfolio Holder

(JAB) Councillor J Biscoe – Assistant Playing Field Portfolio Holder

(JVC) John Calvert - Clerk

(TM) Tyrone Martin – Playing Field Caretaker

Notes of Meeting:

As has become normal practice, the notes of the previous meeting, in this case, 8th November 2011 were used as an agenda with any other items included at the end or as necessary.

1. Pavilion:

JAB pointed out that there were items of maintenance necessary to the ladies' toilet. Agreed to discuss at next meeting. In the meantime JAB and TM to inspect.

2. Fencing to Ennis & Carbis:

Agreed price for the work is £560. TM hopes to start work before the end of January. It was noted that the farm is now tenanted by John Thomas.

3. Dog Fouling in the New Playing Field:

As before, TM is continuing to monitor the situation and fouling does not appear to have worsened although there are people who continue to allow their dogs to foul.

4. Signage:

Proposals had been presented to the November PC meeting, which had decided that Cllr Miss J Tisdale should re-draft them for consideration at the January PC meeting. JVC tabled Cllr Miss J Tisdale's initial drafts and certain amendments were proposed which JVC will ask to be incorporated. Once approved by the PC, TM will obtain a quotation.

5. Annual Safety Inspection:

The matter of Cornwall Council's ability to carry out this work was further discussed at the meeting with the Neighbourhood Services Manager on 5th January and they are not yet in a position to be able to do the work. They may be able to do it in 2013/14. In the meantime it was agreed to stay with the existing company.

6. Life Expectancy of Play Equipment:

The following information still applies:

Slide:

Successive inspections have advised that the slide is at the end of its useful life and have pointed out that the general condition is "not good with excessive wear on the steps, step fixings and fish plate detail". This inspection was no different and, although wear is evident, the site inspection once again gave no cause for alarm save the fact that there was evidence of corrosion on the handrails but nowhere near as bad as the report would lead one to believe. The report advocates immediate replacement as it has reached the end of its useful life. There is no doubt that this is one of the most popular pieces of equipment and whilst there is also no doubt that it will need replacement at some point in the future, those present felt that there is still some life left in it as long as it is monitored weekly and well maintained.

Carousel:

This is another piece of equipment that the inspector has taken a dislike to because of its age. She has suggested that it ought to be replaced by 2014 but, like the slide, it is extremely popular. As long as it is well maintained, it should be OK for longer.

See Saw:

This is something else that the Inspector says should be replaced. She has identified rust on the side panels, but our site inspection did not agree. She also found wear in the linkage which, whilst present, is not excessive and will be closely monitored. This is another popular piece of equipment.

7. Caretaker's Inspection Reports:

JVC advised that, although he had received the three most recent reports, there were four missing from November and three from December. TM agreed to supply them and advised that he had now set up an e-mail address purely for PC work: stithianscaretaker@gmail.com.

Inspection Report Dated 28th October 2011:

- *Toddler Swings – Movement of Chain Bracket to Wood Frame:*
This work was done as part of TM's Contract, so no invoice.

Inspection Report Dated 6th January 2012:

- *Fence Needs Repairing:*
This is the fence to Ennis & Carbis reported in Item 2 of these notes.
- *Water Meter Readings:*
TM advised that this week's reading seemed excessive and would report further to JVC after he had taken the next reading on 13th January.
- *Seat Bolt Missing:*
This is the ground fixing identified in the Annual Inspection. TM to do ASAP. TM has submitted a quotation of £13 plus materials from LA Phillips, which was accepted.

- *Safety Surface Repairs:*

Three tubs of wet pour compound have been delivered to TM. Invoice for £195 to be presented to January PC meeting for payment. TM advised that he would carry out the work as and when weather permitted. He submitted an estimate for the work in the sum of £104 plus concreting materials from LA Phillips, which was accepted.

8. Other Matters:

a) Tennis Court:

JAB had obtained extra keys and padlocks.

JAB advised that a format for the financial records had been agreed with the Spar Shop and that proof of their effectiveness would be revealed when he collected the money just before the next PC meeting.

TM advised that he had undertaken moss removal and was monitoring the situation to decide when the next treatment should be done.

b) Use of Playing Field for Royal Celebration:

It was noted that those who had organised the royal wedding celebration hoped to use the playing field for an event to celebrate the Queen’s Jubilee in 2012. No application as yet.

JAB advised the copper beech tree had been planted in the playing field. JVC advised that he had received a receipted invoice from Jim Lyle in the sum of £78.40 to include stakes and straps. TM to submit an invoice in the agreed sum of £30 for his work. The installation of a further fixing near the base of the tree was discussed in order to stabilise it and this will be discussed at the January PC meeting.

9. 2011 Annual Safety Inspection:

The list of actions identified at the October meeting was further considered. Those actions that had been completed were removed along with those where none was considered necessary:

<u>Equipment</u>	<u>Fault</u>	<u>Risk</u>	<u>Action</u>
Swings	Chains do not conform to ISO1834	Low	Change when worn
Swings	Cross bar to headstock loose	Low	Pack with washers. More involved than first thought – TM to quote.
Swing Safety Surface	Grass growing over surface	Low	Trim as necessary when safety surfacing repaired
Litter Bin damaged	Repair	Low	Done but old post needs removing. DONE.

Multi Climber Surface	Grass growing over surface	Low	Trim as necessary when safety surfacing repaired
See Saw surfacing	Wet pour surfacing damaged	Low	Repair
Cransley Seats	Ground fixing missing	Low	Needs a bolt. See Note 7 above.
Igloo Surfacing	Grass growing over surface	Low	Trim as necessary when safety surfacing repaired
Igloo Surfacing	Extent is less than required	Low	Decide on further action. Leave for now.
Scale Swing	Item is rusting in places	Low	De-rust & paint. To be done ASAP.
Scale Swing Surface	Wet pour surfacing damaged	Low	Repair
Sputnik Surfacing	Wet pour surfacing damaged	Low	Repair
Toddler Multiplay	Entrapment under top of slide	Low	Install wood to fill gap. Done. £26 paid at November PC meeting.
Toddler Multiplay Surface	Surface needs repair	Low	Cut out & replace
Toddler Multiplay Surface	Edges have shrunk	Low	Repair edges

It was agreed that TM would address the actions identified above. Surfacing repairs will be carried out as weather permits – See Note 7 above.

The work in connection with the Annual Safety Inspection Report's findings relating to the Skateboard Park, all of which are low risk, had not been done as no quotation had been agreed. TM submitted an estimate in the sum of £78 for the following works, which was accepted:

- Repair various areas with epoxy mortar, particularly on the grind box and invoice.
- Repair the vertical end of the grind box with quick drying mortar and invoice.
- Grind off projecting bolts on the various railings.

It was agreed that TM would carry out the works as soon as possible.

11. Next Meeting:

The date of the next meeting was agreed as Tuesday 14th February 2012 at 2pm.

John Calvert,

Clerk

11th January 2012

AGENDA ITEM 15.4

REPORT ON LANTERN PROCESSION 2011

DECISIONS REQUIRED:

A That requests for the use of the Playing Field for events will only be considered when made in good time such that Parish Council has the opportunity to process them at a meeting.

B That requests for the use of the Playing Field must be accompanied by the name of the organisation making the request and the contact details of a named individual.

C That all equipment and materials brought onto the Playing Field for any event must be removed by the end of the next working day at the latest and any damage to the field or its fixtures and fittings be rectified by the users by the end of the next working day after the event.

D That the users shall be responsible for removal of any and all litter and rubbish from the playing field and its environs by the end of the day following the event at the latest.

REPORT:

- 1 At our November 2011 meeting Parish Council was asked by the Clerk to endorse the actions of himself, the Chairman and myself in agreeing that a Lantern Procession could use the Playing Field for part of their event and, for this purpose, to erect a stage of scaffolding materials on which Stithians Band was to perform. The Clerk had been approached by the organisers for permission at short notice as there was insufficient time for organisation of the event after our November meeting.
- 2 The Clerk had granted permission on the basis that the organisers be responsible for any liability, that they could erect the stage and were to be responsible for cleaning up after themselves and that access to the Playing Field by the public was to be maintained; the usual conditions.
- 3 The organisers had, however, sufficient time to apply for and be granted a temporary road closure for the event from Cornwall Council as the Highways Authority.
- 4 The event was successful by all accounts. A procession, led by a Samba Band with Stithians Band playing on the afore-mentioned stage.
- 5 The scaffolding structure was not removed until midway into the following week by which time the Playing Field Caretaker had observed children climbing on the top of the structure.
- 6 A considerable amount of litter was removed from the Playing Field on the Saturday afternoon, beer cans, soft drinks bottles and the like.
- 7 Enquiry of the Clerk could not determine the organisation or group behind the event but he was in constant contact with a Steve Brown so that the SPC website could be update as organisation of the event progressed. The actual identity of organisation on behalf of which the event had been run was never discussed as it appeared that Mr Brown was taking full responsibility.

- 8 What appears to have happened here is that the organisers did not plan far enough ahead in regard to using the Playing Field (although they did plan far enough ahead to get a road closure) and were less than desirably diligent in complying with the conditions. Although the need to remove the scaffolding was emphasised by the Clerk, it was not removed as soon as had been promised. This was no fault of the organiser as the Clerk had spoken to him on more than one occasion after the event. The problem lay with the scaffolding company despite the organiser requesting its removal at least twice. The delay in its removal was compounded by the fact that the event took place on a Friday evening and its removal could not therefore be reasonably expected before the Monday.
- 9 The Clerk wrote to the organiser about the condition of the playing field after the event and was informed that rubbish had been cleared. Obviously, a difference of opinion here!
- 10 The decisions laid out above are proposed to protect the Playing Field and the Parish Council as well as the users of this facility.

Thank you

Cllr James Biscoe
FOOTPATHS HIGHWAYS AND ENVIRONMENT

JV Calvert
Clerk

11th January 2012

AGENDA ITEM 16.1

REPORT ON NATURAL ENGLAND COMMISSIONED REPORT ON THE DEADLINE FOR REGISTERING PUBLIC RIGHTS OF WAY

DECISIONS REQUIRED:

- A To note and accept the contents of the report**
- B To agree to press ahead with getting all footpath anomalies in Stithians rectified and entered onto the Definitive Map as soon as possible**
- C To agree to forward this report to the Cornwall Local Access Forum and seek their support in getting the issues and ideas therein acted upon.**

REPORT:

- 1 Joy Thomas brought the study commissioned by Natural England to my attention through her work on the Local Access Forum. It occurred to me that the contents

might be of assistance to SPC in its work trying to get the many anomalies related to PRoWs sorted out before the deadline. Hence this report.

2 The document is attached as Appendix 1 to this report.

The Document can be obtained from the Clerk.

3 The erstwhile Labour Government has legislated a deadline after which existing but unrecorded PRoW's cannot be entered onto the Map. What the rationale for this is I could not divine apart from wanting to remove a cause of uncertainty (and presumably thereby value) from the equation for landowners.

4 A panel was established by Natural England which deliberated over the course of three years and came up with a series of proposals.

5 I have considered these proposals and commented upon them in what I have written below. The proposals are not in the report in number order as they have subsequently been categorised and grouped.

6 The report is Dated March 2010

7 Will it be possible to create new PRoW's after 2026? These must be coming into existence all the time? What provision is there for this?

8 What is the point of **proposal 25** that publicly maintainable streets with PRoWs on them be exempt. If they are maintainable streets they are highways like PRoWs?

9 **Proposal 3** that an application can be rejected if it doesn't meet the evidential test but can be resubmitted if new evidence comes to light. **Will this apply after 2026 so that rights of way can be claimed if further evidence arises?**

10 **Proposal 5:** It should be the surveying authority and not the applicant that approaches landowners. **Good!**

11 **Proposal 4:** Applicants should not need to provide copies of documents that are held by the surveying authority or are readily available in a public archive. **How do we find out what documents the surveying authority holds?**

12 **Proposal 10:** The requirement for newspaper advertisements relating to surveying authority notices of all types should be minimised by referring those interested to details online or at the surveying authority's offices. **Disagree with this it defeats the object of the advertisement.**

13 **Proposal 12:** Cases should only ever be referred to the Secretary of State once. **What is the rationale for this? What happens where new evidence comes up and it needs reference?**

14 **Proposal 19:** It should be possible to transfer ownership of an application for a definitive map modification order. **What is the rationale for this?**

15 Proposal 29: There should be provision for basic factual corrections and clarifications of the definitive map and statement, even after the cut-off, subject to clear guidance and appropriate safeguards. **Surely this is provided for by modification order procedures?**

16 **Para 1.3** For all of the difficulties that have attended the development of the definitive map and statement over the 60 years since, a huge amount has

already been achieved. **It was botched in Kerrier at least because the school children who did the survey were not properly briefed and those who compiled the original map did not check its content sufficiently thoroughly. Worse nothing has been done by way of a review to remedy these deficiencies! Much has been promised but nothing done. Lack of resources is always given as the excuse. What resources will be available for this new exercise? No reference to them in the proposals.**

- 17 **Para 1.5** On the other hand, there is a strong feeling among land managers and property owners that a cut-off needs to be brought into effect at the earliest opportunity in order to remove the situation where unknown rights of way can 'appear out of the blue'. **Disagree with this as a reason for tinkering with common law principle. The way to solve this is to encourage responsible landowners to get all rights of way registered.**
- 18 Discovering Lost Ways project never seemed to get going in Cornwall especially Kerrier. Were there any successes? Where? Sounds like it didn't get much done anywhere?
- 19 **Para 3.8** Cornwall have more than 100 orders in the works now
- 20 Estimated that 20 000 pre 1949 rights may need to be processed. OK doubts about the accuracy of the estimate but even if half that number still a lot!
- 21 About 30 anomalies in Stithians parish alone!
- 22 An experienced officer has just retired in Cornwall and they are struggling to replace against a hiring freeze. What chance they might hire a consultant instead?
- 23 **Alternative suggestion from me;** Why do they not analyse the issues, categorise them and apply generic solutions? Thus, for instance, where the issue is that a PRow does not meet the highway for what ever reason, then let legislation put the boot on the other foot, that the missing section will be added unless a good case can be made for not doing so. That surely would shift a goodly number of cases? Where additional routes are added to existing if there is physical evidence of a long established route and evidence of use, grant the PRow unless good grounds for not doing so. Where the issue is rerouting over land owned by the same landowner unless doing so degrades the PRow unacceptably (by taking it away from particular features like a Holy Well for example) that the rerouting be accepted as long and the proposer of the rerouting does the necessary stiles signage and advertising? Make it a presumption in favour of granting a PRow. Of course highways authorities will have to have additional resources for maintaining these additional routes. This can be justified in terms of the policy seeking to get people to walk more for all purposes, leisure and business and making more PRow's available for this purpose. Of course they can reduce maintenance costs by allowing Parishes to do the work on their behalf as long as sufficient resources are provided. Why don't I see this in the list of proposals?

- 24 "An alternative approach is to say that before the application system came into being in 1981, the basis on which the definitive map and statement was originally created provided an effective and economical way of compiling the record. The problem was that it was not done properly. What is needed now is for a one-off, time-limited exercise to get as many routes as practicable recorded before the definitive map and statement is closed to the addition of any further historical rights." **This sounds sensible. Can it work? What will it cost? Will it ever happen unlike the previously promised reviews? Do not allow such a review to remove existing PRowS from the definitive map, only to add or modify.**
- 25 [C] 'Stop recording and focus on improving the network' **No. Improving the network requires, in large part, that anomalies and omissions from the network are addressed. The mechanisms for maintaining the network can be improved by using parish and Town councils to manage the work on an agency basis for the highways authority.**
- 26 **Proposal 2:** A single source of clear and authoritative guidance, relevant to all parties involved in the process, will be needed. **Good, do it by a law!**
- 27 "Local access forums will be key to this and surveying authorities should be expected to consult with them about their strategic application of any new guidance." **No use on their own need to work with P&TC's. Why put this additional layer of bureaucracy between the P&TC's and the surveying authority? I see no rationale made for this?**
- 28 **Para 5.9** Surveying authorities are already required to keep and make available for public inspection a register of applications. **Where do I see this for Cornwall/Stithians?**
- 29 What is the basic evidential test? Where is it defined? As far as I can see this is only attempted at para 5.10 where it refers to a prima facie case and speaks against a formulaic Test. A severe weakness in the report.
- 30 They don't mean confirming an application they mean validating a planning application and CC are bad at this. We see a good number validated which are obviously deficient to the inspection of lay parish councillors! IN the light of the number of invalid ones we see what is the proportion of this across Cornwall and the UK? I hesitate to see CC validating footpath applications.
- 31 Surely what is needed is to enable surveying authorities to provide assistance and advice to proposers like they do now with planning applications?
- 32 **Proposal 4:** Applicants should not need to provide copies of documents that are held by the surveying authority or are readily available in a public archive. **Very good but how do we find out what the surveying authority has got?**
- 33 **Para 5.28** Once an agreement has been made, it would be counter-productive and wasteful of resources to allow further claims in connection with the original right. Once a recording agreement has been made, further claims based on historical

evidence relating to public rights of way along that route, or along its original line, would be ruled out” **This is OK as long as the public, or their elected representatives in the form of their Parish or Town Council are involved in the process of the agreement. Otherwise a landowner and the surveying authority can agree something which the user public will not accept. You could then see an application for a different route to the negotiated one which would be separate and so would not be covered by the proposal above. Para 5.29 almost does the trick but must go beyond merely informing the public they must be involved in the process through PCs being statutory consultees!!**

- 34 **Proposal 7:** It should not be possible for objections to block an agreement between the surveying authority and the landowner about the recording of rights, although the surveying authority should be required to have due regard to representations about the proposed agreement or the status of the route. **This is too broad. There may be cases where objections are such that the agreement must not go ahead. This is why P&TCs must be statutory consultees not just informed.**
- 35 **Para 5.35** The better informed the surveying authority is, the better will be its decision. **Yes and a key to this is making P&TCs statutory consultees!!**
- 36 **Proposal 14:** The Secretary of State should be able to split a case such that only aspects that are objected to need be reviewed. **Yes but also applicants should be advised to not bundle too many issues together so that if one fails the others can continue, cf Stithians 1994 case.**
- 37 **Proposal 15:** Orders should be published in draft and there should be flexibility for surveying authorities to correct technical errors in them. **Not only published circulated for consultation to the statutory consultees especially P&TCs.**
- 38 **Proposal 20:** It should not be possible after the cut-off date for recorded rights of way to be downgraded or deleted based on pre-1949 evidence, just as there will be no scope for them to be upgraded or added because of such evidence. **OK, but what if they are put up for downgrading or deletion on post 1949 evidence? That would presumably be OK?**
- 39 **Section 55** of the Countryside and Rights of Way Act 2000 provides that if a way is wrongly recorded as a bridleway (when in reality it had only footpath rights) at the cut-off, these rights continue. **Which rights here? Bridleway or footpath? Not clear!**
- 40 **Para 6.5** Improved local authority performance is fundamental to enabling... True which in turn is going to be dependent upon resource provision. **Getting blood out of a stone is not that easy.**
- 41 b. find ways to exempt them from the effect of the cut-off. **Aaaaaaargh! Either have a cut off date or don't have a cut off date not both. This is foolish!**

Have a date by when applications have to be made. All cases in the system by that have to be determined how ever long that takes.

- 42 "This would encompass both routes that are publicly maintainable, and private streets carrying public rights." **This surely is easy. The maintainable ones are part of the adopted highways and so are streets. The private streets with rights of way over them are PRow's and need to be on the definitive map and be dealt with as with all PRow's. How hard is that?**
- 43 **Proposal 26:** It should not be possible to defeat after the cut-off an application based on evidence of long public use merely by showing that any of that use took place along a pre-1949 right of way that still existed at the time of the cut-off. Neither should it be possible to use pre-1949 documentary evidence after the cut-off to claim that the status of the route is higher than that for which there is recent user evidence. **This is well and good but basically negates the idea of a cut off date for registering unregistered PRow's?**
- 44 **Proposal 28:** Consideration should be given to the data management systems needed to support administration of the definitive map and statement. **Not only the systems but the resources with which to operate them!**
- 45 **Additional proposal from me;** Improve the presentation of the definitive map so that it is much clearer. The situation where the width of the line represents much more land than is shown on the schedule and where the lines obscure field and road boundaries without being clear where they run should be amenable to rectification by the map being digitised. Of course to do that it will need ground truthing throughout.
- 46 **Proposal 30:** Defra and DfT should jointly work with stakeholders to review the possible long-term benefits of greater integration of the management and administration of the highways network. **Easy to agree to but what does it mean?**
- 47 "...the Group feels that this separation is looking outdated: cycle routes should be recordable on the definitive map and statement, and where appropriate should be available for use by all non-motorised users. **How have the mineral tramways been treated? CC were more than a little evasive when MVRG asked about whether the Tramways are PRow's. Perhaps this is why?**
- 48 **Proposal 32:** It should be possible for an owner to apply to a highway authority for authority to erect new gates on restricted byways and byways open to all traffic in line with existing provisions for their erection on footpaths and bridleways. **This is OK but needs to provide for suitable signage as byways have vehicular traffic on them, to avoid accidents.**
- 49 **SUMMARY AND CONCLUSION;** Having reached the end of the document I am no wiser on two important issues:
- A Why the proposed cut off date was introduced and what it seeks to achieve. As a corollary I wonder what would happen if it was just abandoned?

Remember this document was prepared and completed before the current government came into power so they might have a different idea?

B I am no wiser about the basic evidential test which a lot of the proposals of this document seem to rely upon. Did I miss this vital bit somewhere? Para 5.10 says that an application should go ahead if it makes a prima facie case and para 5.11 says that a formulaic test is not envisaged. So what is the Basic Evidential Test other than the opinion of an officer in the Surveying Authority that a prima facie case is made, which strikes me as no different to what went before?

C You will see that I have made a couple of somewhat radical suggestions in my comments above as to how, in the light of the change of government, this process might be improved and progressed beneficially. Might the Local Access Forum which Joy Thomas sits on be amenable to promoting such? Might be worth a try?

Thanks

Cllr James Biscoe

FOOTPATHS HIGHWAYS AND ENVIRONMENT
29TH November 2011

AGENDA ITEM 17.1

2011 CHRISTMAS DECORATIONS COMPETITION

DECISIONS REQUIRED:

To approve and note the contents of this report

REPORT:

- 1 The judges applied themselves to their task on the late afternoon and early evening of 22nd December travelling through Longdowns, Herniss, Stithians, Trembroath, Trewithen Moor, Goonlaze, Penhalvean and places between, twice.
- 2 The first circuit identified No. 65 Collins Parc for the prize for non illuminated outdoor decoration. See picture below.



- The prizes for illuminated decorations were given to Treskewes Cottage, No. 41 Collins Parc, The Doctors House, No. 8 Coronation Cottages, South Cottage and the Stonemasons Arms, the latter being the prize for commercial premises. Prizes were not ranked.



South Cottage

Treskewes Cottage

- Some houses were decorated but their decorations not switched on and regrettably could not be included.
- The Members who donated prizes are thanked for their contribution to this excellent public relations exercise for Stithians Parish Council. Those who won prizes were, without exception, genuinely amazed to learn that the people from the Parish Council standing on their doorstep on an evening in late December were there to deliver them a token of appreciation of their efforts to bring some festive good cheer to the Parish at their own expense.

Thank you

Cllr Pete Tisdale
CHAIRMAN

Cllr James Biscoe
FOOTPATHS HIGHWAYS AND ENVIRONMENT PORTFOLIO
HOLDER

AGENDA ITEM 18.2

VILLAGE HALL MANAGEMENT COMMITTEE REPORT

DECISION REQUIRED:

To accept and note the content of this report

REPORT:

- Cllr Kavanagh** was unable to attend due to sickness.
- Rosie Turner** thanked VHMCM for their support during her recent bereavement.
- Storage:** In response to some preliminaries by Roger Nicholls it was agreed to seek quotations to install some cupboards in the store room for user groups to keep their equipment. The groups would be charged £1 a week each which should see the

estimated £1,500 cost recovered in about four years. At least one group had said that they categorically thought they wouldn't pay.

- 4 **Stithians Directory:** It was noted that the Parish Institute had been omitted from the Stithians Directory. The Editor replied that the opportunity to be included had been advertised and no application had been received. The Directory would likely make a profit of about £300.

The inaccuracies in the distribution set up and the need for a review were noted.

The removal of the VHMC logo from the masthead of the Directory was discussed and noted.

- 5 **Stithians Times:** Noted the repetition of an earlier article complete with its inaccuracies about the Art Classes. One advert had been omitted by mistake. D Nightingale and his wife seeking to revise the mechanism for paste up.
- 6 **IT courses** will be restarting. May be two or three groups, Secretary would check with the organiser.
- 7 **Car Park Signs:** It was noted with pleasure that Cornwall Council have advised that the dropped kerb outside the Hall and the provision of some car park signs would be accomplished by the end of the current financial year.
- 8 The guidelines for providing the Cafe at Produce Markets were considered. Judie Street would make some minor amendments and circulate.
- 9 **Damp:** Tyrone Martin would address the damp causing issues where the new and old buildings join over the coming weekend if the weather was suitable. The inside repairs to the plaster would then be undertaken separately.
- 10 **Hall damp:** It was agreed to clean the Hall walls with some chemicals to remove the first signs of damp.
- 11 **The pipe cladding** in the roof space and repairs to the gutter over the old entrance had been done.
- 12 **Picture rail:** It was noted that Roger Nicholls and James Biscoe had done the necessary remedial work.
- 13 **Recycling bins:** James Biscoe undertook to contact Cornwall Council to try and obtain three recycling bins for the Centre.
- 14 **Charity Commission report:** The annual report to the Charity Commission was discussed. John Colgate would make some amendments and send it in. The Chairman would sign the hard copy.
- 15 **Stithians Show:** VHMC would not be able to get a stand this year. Agreed to seek some tables outside the community tent for advertising.
- 16 **Youth Drop In:** The separate meeting on this had agreed to revise the questionnaire and to circulate it.
- 17 **Shelter Box** had written thanking VHMC for its donation of £180.
- 18 **Pre School** have employed a new manager due to start work soon. Their forecasts see a net positive return of £1,975 for the year but this does not provide for paying off the arrears owed to VHMC. They do not consider percentage uptake of places a significant management indicator and see that the emphasis needs to be on improving staff performance and developing the setting. After discussion it was agreed to maintain their charge at the current level for a further three months to see if the new manager might improve performance. At the meeting of 9th November Pre School had advised an approximate 50% take up of places. The Treasurer estimated that Pre School currently pay £2.53 an hour for the dedicated use of 143 square metres of purpose built space including the cost of utilities. It was suggested that

enquiries be made as to what duty to provide pre-school lies with the Local Education Authority.

- 19 **Library** is running OK. Rosie reported that the team had run it well while she had been unable to do as much as previously. Some additional books waiting installation in her garage.
- 20 **Lunch Club** has good prospects for numbers although January had seen a poor turnout due to sickness and the Christmas and New Year break.
- 21 **Treasurer** reported Current Account £3,724, Deposit Account £18,390, Cash £100. Total £22,229. Operating funds, less monies held for Lunch Club and Library and current liabilities: £17,900. Pre School had paid their November dues in mid December.
- 22 **Events:** Quiz night 10th March, £6 a head. Big Breakfast 31st March. St Piran's day coffee morning and table top sale 3rd March. Charge commercial stalls, others no charge. Jubilee event. If Playing Field not available to the Church for their annual Fair then VHMC consider an event on the relevant date. Details for a film and a puppet show event were discussed.

AGENDA ITEM 18.3

MINING VILLAGES REGENERATION GROUP MINERAL TRAMWAYS CIRCULAR WALK PROJECT

DECISION:

To note and approve the content of the report

REPORT:

- 1 Mineral Tramways via MVRG have started a scheme to develop and promote circular walks linking to the Tramways to increase the economic benefit arising from the Tramways to Parishes.
- 2 Where there are no tramways, as in Stithians, stand alone circular walks will be developed.
- 3 I have started on one and two parishioners have started on another one each. The draft is to be ready for a meeting on the 25th of January and will contain directions, commentary and photos on what can be seen.
- 4 The scheme proposes that the information will be on a website which will guide users via their smart phones.
- 5 The lack of network coverage in many areas seemed not to be considered an issue by Ashley Wood the promoter of this scheme.
- 6 Hopefully we will benefit by some waymarking on the routes and perhaps some leaflets to lodge at relevant establishments along the way which will bring the users in touch with local businesses such as the shop and pub.
- 7 How many users will be drawn this way remains to be seen. Ashley believes that thousands use the mineral tramways.

- 8 Some grant funding has been secured and, as we agreed at our previous meeting, the Parish Council will contribute up to £500 in kind (thereby allowing the VAT to be reclaimed) for waymarkers, their installation and work on preparing the guides.
- 9 Mining World Heritage have done some audio walks and have expressed interest in developing some guided walks for Kennall Vale.

Thank you

Cllr James Biscoe
FOOTPATHS HIGHWAYS AND ENVIRONMENT PORTFOLIO HOLDER

Agenda Item 18.5

Youth Meeting – 29th November 2011

DECISIONS:

To note and approve the content of the report.

REPORT:

I attended a meeting of the group Chaired by Jon Lewis, the youth worker employed by the Falmouth & Gwennap Methodist Circuit.

There were some 22 people in attendance including representatives from Scouts, Guides, Stithians Centre, Parish Church, Cornwall Youth Service, Seven Stars, Cricket Club, and the Stithians Chapel.

The meeting was a continuation of two previous meetings (21.09.11 and 01.11.11; I have copies if anyone wishes to read, will scan and forward to JC in due course).

The objective was to discuss how provision could be made for a "drop in" centre for the 11-16 age group, who did not wish to participate in any of the organised activities taking place in the village (Scouts, Guides, sports)

Jon together with PCSO Huddleston had distributed some 50 questionnaires young people in the village as a starting point to discover what sort of facility they would make use of. Unfortunately only 2 had been completed; having basically a generic and general comment - "a great idea".

Kieran Webber, a young person, present at the meeting thought the concept of a drop in was a good idea; but to get more feedback the questionnaire would need redesign (taking out expectations that the Stithians Centre was a potential venue) and redistribution to the young members of the community. It was unanimously agreed that more information was needed before any meaningful project could be developed so that the young people had ownership of it.

It was discussed how a better return rate could be achieved, there was a consensus that the use of Social Media (Facebook, MySpace, etc.) might be a useful route; I have been asked to bring back to Council a **request for possibility of putting a link to such an electronic questionnaire could be made on the Parish Web Site.**

The Scouters and Guiders would ask the members of their respective organisations for their input directly; also Cornwall Youth Service would also assist with asking young people at the usual places they congregated around the village.

It was generally accepted that to be of value the "drop in" would have to operate every night; this led to discussion on venue and staffing - some 12 people indicated they would be willing to be on such a rota. The following were suggested as possible venues; the Men's Institute, Band Room, Chapel (distance out of village an issue was expressed as a concern - possible use of Chapel mini-bus), Seven Stars, School, Parish Church, Stithians Centre, BT Exchange, and outside in the summer. To explore some out of the box thinking I suggested purchase/rent a property in the village - this met with some positive reaction.

Mention was made of ECRB checks being required. David Aynsley suggested Volunteer Cornwall would act as an umbrella for this and carry them out f.o.c.

Terry Laity has been exploring some potential grant funding via www.unlimited.org. However, any such project would need to have a self-sustaining goal; it may be necessary to form a social enterprise to achieve this.

Of those present many agreed to be part of any Steering Group.

The next meeting was agreed to be convened once further information has been obtained and collated by Jon.

Cllr G Symmons
December 2011

AGENDA ITEM 20

Clerk's Report for Meeting to be Held on 17th January 2012

Correspondence Received

SUMMARY OF DECISIONS REQUIRED (Details in Report):

- 1. To decide whether or not to make a donation to the Cornwall Air Ambulance.**
- 2. To decide whether or not to make a donation to Victim Support.**
- 3. To agree to the Clerk's attendance at the regional SLCC Conference at St Mellion on Thursday 9th February at a cost of £65 plus travelling expenses.**
- 4. To agree to attendance by the Clerk and Chairman at the CALC Conference and AGM at County Hall on Saturday 25th February at a cost of £32.50 each plus travelling expenses.**

5. To agree on who should prepare a report on Cornwall Council's consultation on their Core Planning Strategy for consideration at the February meeting.
6. To decide on attendance at a Litter Awareness Day on 17th February 2012 at the Eden Project.

REPORT:

The various appendices to this report can be obtained from the Clerk.

Since the last meeting, the following correspondence has been received:

<i>Date</i>	<u>Type</u>	<u>From</u>	<i>Subject</i>	<u>Action Taken/Requested</u>
Dec 11	Letter	Air Ambulance	Donation	See Section 1 of Report
Nov 11	Letter	Victim Support	Donation	See Section 2 of Report
4 th Jan	E-mail	SLCC	SW Regional Conference	See Section 3 of Report
15 th Dec	E-mail	CALC	CALC Conference & AGM	See Section 4 of Report
9 th Jan	E-mail	Cornwall Council	Core Strategy Consultation	See Section 5 of Report
12 th Jan	E-mail	Clean Cornwall	Litter Awareness Day	See Section 6 of Report

1. I have received a request from the Cornwall Air Ambulance for financial assistance towards the running cost of their service. Realising the importance of the service, Members increased their usual donation of £50 to £100 in 2010/11. There are sufficient monies available to make the same donation this year as, although the budget is shown as spent, it includes a payment of £250 to the Historic Churchyards Project which is offset by a refund of the £500 paid last year to the MVRG. £250 is therefore still available this financial year for donations.
2. I have received a request from Victim Support for a donation towards the running cost of their service. Members last made a contribution in 2008/9 when £50 was donated. I haven't checked whether a request was received in the intervening period as I would have to check all the minutes as there is no letter on file, which leads me to believe that they haven't asked. As stated above, there are sufficient funds to cover a £50 donation should Members wish to do so.
3. The SW Regional SLCC Conference is to be held at St Mellion on Thursday 9th February. The cost is £65 and I request Members' approval to attend.
4. The CALC Conference and AGM is to be held at County Hall, Truro on Saturday 25th February and I wish to attend, along with the Chairman. Member representation is necessary as it will be necessary to vote at the AGM. The cost is £32.50 per delegate with a 15% discount for three or more.
5. I have now received formal notification (Appendix 1 to this report) of Cornwall Council's consultation on 'Planning Future Cornwall' - Our Preferred Approach for a Core Strategy. Members will recall that I circulated the prior notification on 6th January in case any Member wished to attend one of the exhibitions. All the consultation documents are available at <http://consult.cornwall.gov.uk/portal/>. I also have hard copies which I shall have at the meeting to hand to whoever will be producing a report. The closing date for comments is 9th March so Members therefore need to consider it at the February meeting and need to decide now who should produce a report for consideration at that meeting.

6. Clean Cornwall are holding a Litter Awareness Day at the Eden Project from 10am to 1pm on Friday 17th February to introduce their new Chairman, and “encourage those who are interested in helping to Clean up Cornwall to see what fantastic work is happening within our communities.” It is a free event. If any Members are interested, I shall be pleased to book places.

JV Calvert

Clerk

10th January 2012

Clerk’s Additional Report for January 2012

Correspondence Received between Report & Meeting

SUMMARY OF DECISIONS REQUIRED:

1. To decide whether or not to make a donation to CAB Cornwall.
2. To decide upon a response to Cornwall Council’s call for potential housing sites.
3. To note information from Cornwall Rural Community Council about funding for events in connection with the Queen’s Diamond Jubilee.

REPORT:

The following correspondence has been received since the agenda for the meeting was circulated:

<i>Date</i>	<i>Type</i>	<i>From</i>	<i>Subject</i>	<i>Action Taken/Required</i>
06/01	<i>Letter</i>	<i>CAB Cornwall</i>	<i>Donation</i>	<i>See Section 1 below</i>
16/01	<i>E-mail</i>	<i>Cornwall Council</i>	<i>Suggestions for Housing Sites</i>	<i>See Section 2 below</i>
17/01	<i>E-mail</i>	<i>Cornwall RCC</i>	<i>Funding for a Jubilee Event</i>	<i>See Section 3 below</i>

1. I have received a letter from the Citizen’s Advice Bureau enclosing their Annual Accounts and seeking a donation to assist with the furtherance of their work. Members last made a donation in March 2010 when a sum of £50 was agreed. This is the last time a donation was requested – no request was received in the 2010/11 Financial Year. A similar sum could be found within the current budget should Members so wish.
2. Cornwall Council are “undertaking a call for potential housing sites as part of the review of the Strategic Housing Land Availability Assessment (SHLAA)”. They are looking for sites anywhere in Cornwall that have the potential for accommodating at least 5 dwellings (gross) or 0.1 hectares for housing and are located outside of a designated SAC, SPA, SSSI or Flood Zone 3b. I circulated details to Members on 16th January and Members are requested whether or not they wish to respond in advance of the information contained in the Parish Plan Questionnaires becoming available. If any suggestions are to be made, they are required by Friday 24th February.

3. The following may be of interest to anyone involved with a Community Event in connection with the Queen's Diamond Jubilee:

The Cornwall Community Foundation has recently launched The Queen's Jubilee Fund. This Fund is for the support of communities/groups wishing to celebrate The Queen's Diamond Jubilee in 2012. The events should honour the 60 year reign of Queen Elizabeth II. The Foundation is looking for applications with requests to contribute towards; event insurance, Marquee Hire, Equipment Hire, Supplies and Entertainment and other community celebration related costs. The Foundation will be welcoming applications from, Community Groups, Clubs, Friends Associations and other not for profit organisations, whose primary beneficiaries are resident in Cornwall or the Isles of Scilly. Guidelines and application forms are available from their website. www.cornwallfoundation.com

JV Calvert

Clerk

17th January 2012

AGENDA ITEM 22

Authorisation of Payments – January 2012

Decision Required:

- 1. To approve payment of the sums shown in the report totalling £3,585.00 along with any sums in the additional report to be tabled at the meeting.**
- 2. To approve payment of any additional expenditure agreed by resolution during the meeting.**

Report:

The table below shows, as usual, invoices received since the last meeting as well as the usual monthly and other payments to be made. Figures in parentheses relate to the explanatory notes below the table.

Invoices received between the date of circulation of this report and the date of the meeting will be reported at the meeting as appropriate in a report tabled at the meeting.

<i>Type</i>	<i>Date</i>	<i>Payee</i>	<i>For</i>	<i>VAT</i>	<i>Total Amount</i>	<i>See Note</i>
Ch	17/01	Clerk	January Salary		1053.16	(1)
Ch	17/01	Clerk	December Expenses (Appendix 2)		29.56	(2)

Ch	15/11	HMRC	Clerk's Tax & NIC under PAYE (Jan)		507.27	(3)
Ch	17/01	T M Services	Playing Field Caretaker – January		516.67	
Ch	17/01	T M Services	Cemetery Maintenance – January		52.00	
Ch	17/01	T M Services	Lower Churchyard - January		60.00	
Inv	14/12	T M Services	Removal of Moss – Toilet Roof		205.00	(4)
Inv	10/01	T M Services	Closed Churchyard - December		150.00	
Ch	17/01	M White	Toilet Cleaning - January		75.45	
Ch	17/01	M White	Litter Picking – January		123.05	
Inv	04/01	Jim Lyle	Reimbursement for Tree		78.40	(5)
Inv	30/12	SWW	Playing Field Water Supply		64.51	
Inv	05/01	SWW	Toilets – Water & Sewerage		10.53	
Inv	31/12	LA Phillips	Litter Consumables	0.90	5.40	
Inv	01/08	Stithians Centre	Hire of Meeting Room		420.00	
Inv	14/12	Bounceback Safety Surfaces	3 No. repair kits	39.00	234.00	(6)
TOTALS					£39.90	£3,585.00

Notes:

1. This is the Clerk's gross salary (£1,442.63) less the Income Tax and NI Contributions due from the Clerk under PAYE for the month of November.
2. It should be noted that this figure includes for miscellaneous, telephone and travelling expenses. A detailed breakdown of all expenses is appended to this report (Appendix 1).
3. This is payment to HMRC of the Clerk's Income Tax and the NICs from both the Clerk and the Parish Council as Employer. The actual amount due from the PC is £117.80, the remainder being the sums deducted from the Clerk's salary. As Members are aware, payments to HMRC are now made quarterly and this payment will be added to those for February and March and paid in March, the due date being 19th April.
4. Members agreed, under Minute 14/11/11, to accept a quotation for this work from TM Garden Services in the sum of £205. That work has now been completed.
5. Under Minute 02/12/01, Jim Lyle was authorised to purchase a Copper Beech Tree. This is reimbursement for that expenditure. It is slightly more than agreed as, whilst the tree was exactly as agreed, Stakes and securing straps were needed thus accounting for the extra £8.40.
6. This is payment for three repair kits for safety surfacing as detailed in the notes of the Playing Field Meeting held on 10th January.

The Appendix to AGENDA ITEM 22 can be obtained upon application to the Clerk

Addition to AGENDA ITEM 22

Additional Authorisation of Payments – January 2012

Decisions Required:

Members are requested to approve the additional payment shown in the table below in the sum of £30.00.

Report:

Since the Agenda was circulated, the following invoices have been received:

<i>Type</i>	<i>Date</i>	<i>Payee</i>	<i>For</i>	<i>VAT</i>	<i>Total Amount</i>	<i>See Note</i>
Invoice	12/01	TM Garden Services	<i>Excavation to plant Tree</i>		<i>30.00</i>	<i>(1)</i>
<i>Totals</i>				<i>£</i>	<i>£30.00</i>	

1. This is excavation work in connection with the planting of the Diamond Jubilee tree in the playing field, the quotation for which was accepted under Minute 11/12/11(2).

JV Calvert,

Clerk

17th January 2012
