



would forward the current password to them.

Cllr. Paterson said that the newsletter publishing had been delayed due to issues surrounding the venue for the Jubilee Celebrations but he hoped to get it to the printers by the end of the week.

Cllr. Bickford-Smith stated that the Speed Visor post was now in situ.

## **8. CORNWALL COUNCILLOR'S COMMENTS.**

Cllr. Loveday Jenkin reported that she had:-

Attended a Local Members network meeting

Received a briefing on the new recycling collection system beginning in April. This will entail separate re-usable bags for paper, cans and plastics and cardboard with glass and separately bagged textiles only going into the box.

Attended meetings with Planning, Highways and Enforcement Officers on local issues (e.g. Trevarno Mill, Section 106, pothole at Trannack, hedge trimming).

Attended Cabinet 15<sup>th</sup> February where budget and housing revenue account were recommended to Full Council on 21<sup>st</sup> February

Attended Full Council 21<sup>st</sup> February where the budget was agreed as a freeze in Council tax relating to a grant from government to cover a 2.5% increase – this will mean that there will be a reduction in real terms Council tax base in the future and a subsequent loss of services. She stated that she could not support this. She stated that she had supported the Housing Revenue plan for the Council to increase provision of social housing.

Cornwall Cllr. Jenkin said she had supported the motion to ensure that the Chairman of the Council is recognised as the Civic Head and would be expected to represent the Council at any Olympic event to which the Council was invited.

She had attended the Health and Adult Social Care scrutiny committee on 6<sup>th</sup> March where proposals for the new Urgent Care Centre at West Cornwall Hospital; SERCO's Out of hour's service and the Ambulance Service Operational service Delivery were discussed.

She had attended a briefing on the AONB management plan and its relation to planning – which again highlighted that this division has very few environmental/landscape designations and is therefore at risk of overdevelopment if the governments relaxed planning framework is enacted.

She had also attended an excellent briefing on the Green Cornwall and Marine Energy which highlighted plans to reduce energy use and encourage the generation of more energy from renewable resources in Cornwall. One of the interesting points is that this electoral division has some of the highest wind, solar and geothermal potential of the whole of Cornwall as well as supporting a good number of grazing animals with potential for small scale anaerobic digestion.

The Clerk asked Cornwall Cllr. Loveday Jenkin what progress had been made about the pipe discharging into the road opposite Chynhale Chapel. She said that CC were in talks with the farmer. Cllr. Bickford-Smith said he doubted whether it would be removed, an agreement would probably be made between the farmer and the highways authority.

## **9. PLANNING**

The PAP had met on 2<sup>nd</sup> March and the following recommendations had been made:-

### **Planning Applications**

#### **PA12/01101 Erection of an agricultural building for domestic use. Chyreen Farm House, Tregathenan, Sithney Mr. D. Holt.**

PAP supported this application

#### **Update PA11/10902 Discharge of Section 106 agreement regarding tie to development land (PA97/00882F and PA99/00015/F) Trevarno Mill, Trevarno, Sithney**

PAP appreciated the provision of the additional information on this application, but were still concerned as to why this had not been available when the original application had been submitted to the PC. The panel also expressed concern that with the release of the restriction it was imperative that any future development was subject to a full Planning application.

Cllr. Mrs. Pascoe said she was concerned about vehicle access to the Mill and that if the S 106 was lifted it could result in the Mill becoming available on the open market and that a unique asset (Mill complete with its workings) could be lost forever.

Cllr. P. Martin said he was concerned that if chunks of the property kept being removed from the site its sale may become no longer viable.

Cllr. Bickford-Smith proposed, Cllr. Ashmore seconded that they would accept the lifting of the S 106 agreement providing future development had to be subject to a Planning Application.

Cornwall Cllr. Loveday Jenkin stated that the S 106 was put on when the new museum was applied for, in order to tie the Mill buildings to the other buildings on the estate. She felt strongly that if the S 106 was removed Planning Applications were unlikely to stop development of the Mill into residential accommodation. A counter proposal was made by Cllr. P. Martin, seconded by Cllr. Mrs. Pascoe that subject to legality the PC would not be in favour of the lifting of the S 106 unless there was a very good reason to do so and there was no alternative. Cllrs/ Ashmore and Morgans abstained as they felt they did not understand the legalities of S106 sufficiently. This amendment was carried on a 3 for and 1 against vote (PBS).

It was agreed that Cornwall Cllr. Loveday Jenkin be asked to act as a delegate at the Planning Meeting on 14<sup>th</sup> March on behalf of the PC to secure the best solution possible.

#### **PLANNING MATTERS:**

CPRE/NALC – Planning Explained 3 copies for loan taken by PBS, MM and RA.

West sub-area planning committee agenda CC 22/2/2012

Letter CPRE re changes in Planning Laws through National Planning Policy Framework.

#### **Permissions Granted**

**PA11/09784 Conversion of redundant barn to dwelling. Mellangoose Barn, Mellangoose, Sithney. Mr. and Mrs. L. Wallis**

**PA11/09381 Retention and completion of installation of freestanding solar panels. The Old Farmhouse, Tregathenan, Sithney. Mr. I Paterson.**

**PA11/07513 Change of use from garden visitor attraction with café, retail, admin and domestic flat to private dwelling Trevarno Manor, Sithney.**

It was proposed by Cllr. Bickford-Smith, seconded by Cllr. Morgans and carried unanimously that the above decisions be forwarded to Cornwall Council.

#### **10. PUBLIC RIGHTS OF WAY**

Parish Walk 32 from Sithney Church into Breage Parish took place last Sunday and was used by several members of the Jubilee Committee to identify some of the locations under consideration on the return to the village past Merther Farm.

Parish Walk 33 is on Easter Sunday starting at Coverack Bridges and Parish Walk 34 on May 6 from Nancegollan. Both have been advertised.

Cllr. Mrs. Pascoe reported that the CC had cut the overhanging branches on the Rocky Valley Bridleway (BW30) to a good standard.

Cllr. Paterson said he had found the CC contract for footpath and bridleway cutting. He had given a copy to Cllr. Bickford-Smith and the Clerk and was happy to forward a copy to any Councillor who wished to view it. He planned to invite three contractors to price for the work. Mr. Tilling, Mr. Saunders and Mr. Pascoe (current contractor)

**11. REGENERATION** – Cllr. Ashmore said that some rust was coming through on the new signs and he would attend to them.

#### **12. LOCALISM -**

Cllr. Paterson presented a resume of this part of the Act.

#### **NEW RIGHTS AND POWERS FOR COMMUNITIES**

Central Government is actively pursuing greater freedom and flexibilities for Local Government which includes PC's. The Whitehall philosophy is that government alone does not improve the places we live in, but people do. Until now people have found their ideas for improving their environment have been overlooked and they have had little opportunity to tackle problems in the way that they want. The Act seeks to encourage voluntary and community groups to get involved in putting forward their innovative ideas for public services.

The Localism Act passes significant new rights directly to communities and individuals in an effort to make it easier for them to get things done and achieve their ambitions for the place where they live.

#### **COMMUNITY RIGHT TO CHALLENGE**

The Government thinks that innovation in public services can offer greater value for taxpayers' money. Councils are encouraged to recognise the potential of social enterprises and community groups to provide services at good value and deliver services with and through them. The Lowertown group in trying to establish their book exchange in the telephone box would come under this. The Act gives groups like these, and Parish Councils, the right to express an interest in taking over the running of a Local Authority service. The Local Authority (i.e. Cornwall Council) must consider and respond to this challenge and consider running a procurement exercise related to the service so that the challenging organisation can bid.

#### **COMMUNITY RIGHT TO BID (ASSETS OF COMMUNITY VALUE).**

Every town, village or neighbourhood has buildings or amenities that play a vital role in local life, such as community centres, village shops, markets or pubs. If they are closed or sold into private use it can represent

a real loss to the community. Community groups often come together to take over these threatened assets and have previously faced significant challenges, needing more time to organise a bid and raise money than private and commercial

The Localism Act requires Local Authorities to maintain a list of assets of community value, which have been nominated by the local community. When the assets come up for sale the Act gives community groups the time to develop a bid and raise money to buy that asset. This could presumably have been, or still be, of relevance to the Amenity space in Sithney village.

#### **RIGHT TO APPROVE OR VETO EXCESSIVE COUNCIL TAX RISES**

It is important that the council tax, which is spent on supporting local services, is set at a rate, which has the support of local people. Previously Central Government would 'cap' council tax rises if the increases were considered to be excessive. Now Central Government think local people should be able to decide whether to accept an excessive rise.

The Secretary of State will set a limit for council tax increases, which has to be approved by the House of Commons. If a Local Authority proposes to raise taxes above this limit they will have to hold a referendum to get approval from local voters rather than having to argue their case with central government as now.

#### **TRANSPARENCY OVER COUNCIL OFFICIALS PAY**

Under the new Act, Councillors will need to vote on and publish a statement of their policies on pay. This will include the salaries of senior Local Authority officials and also the lowest paid employees so that local people can understand how public money is being spent.

#### **REMOVAL OF FINES AND CHARGES FOR RUBBISH COLLECTION**

Not sure that this is relevant to Cornwall, other than perhaps at Trannack School!

Cllr. Paterson said it was interesting to note that the Localism Act is apparently being used to overturn the legal ruling on the Freedom to Pray.

Also under the General Powers of Competence for a Council to be eligible two thirds of their Councillors must be elected. The Clerk agreed to clarify what exactly constitutes 'must be elected'

**13. CODE OF CONDUCT** – Nothing to report.

**14. ADOPTION OF BT PHONE BOXES** – Cllr. Ashmore said that he was in communication with BT concerning the supplying of a new door and fixings for the Coverack Bridges telephone box which he has agreed to fit.

Cllr. Ashmore agreed to contact the Lowertown Group to see how use of the box at Lowertown as a library is proceeding.

#### **15. REPORT OF THE CLERK & CORRESPONDENCE**

Instructions from last meeting

Policy Update February 10<sup>th</sup>, 17<sup>th</sup>, 24<sup>th</sup>, and 2<sup>nd</sup> March, 2012

Rural Services Network 12/2, 20/2 and 27/2 and 5<sup>th</sup> March 2012 and Rural Opportunities bulletin March.

Interlink Cornwall 16/2

Sustainable Government – How to improved Public Services and Easily Cut Costs

Message from Alec Robertson – Cornwall Conversations 6/2, 21/2 and 27<sup>th</sup> February. Reminder of meetings in

March – Helston 26/3 7-9pm Helston Community College, *Cllr. P Martin or if hospitalised Cllr. Mrs. Pascoe*

Cornwall Council notification of Cabinet changes 21/2

Parish On line dated 14/2/2012

CALC The week issue no 4, 5, 6 and 7

E mail CC re Clean Cornwall Week 17 – 25<sup>th</sup> March

Letter Cornwall Council re Public Convenience Review

CALC – letter from Rt. Hon Eric Pickles MP re Freedom to Pray

CALC – Business Rates Update

Cornwall Registration Service – Bereavement Service

CC – new collection details refuse and recycling

Changes to CC supplier payments

CC – Launch of the Cornwall Landscape Character Best Practice Guidance

Request for copies of Precept payments back to 2009

Details of Cornwall in Bloom 2012 Competition

Sustainable Government – Buying British a Thing of the Past?

Request for Nominations for Olympic Torch Civic Event – contact C. Cllr. Loveday Jenkin

Details of Temporary Road Closure 30/4 to 4/5 0930 to 1630 Chynhale from Trevarno and Prospidnick for its entire length.

The Clerk asked County Cllr. Loveday Jenkin if she had any success with CC re yet another wrong BACS credit being sent to the PC (apparently for SITA). Cllr. Loveday Jenkin said she hoped this had been resolved following several conversations with CC.

**16. Report on Councillors Audit and appointment of independent Auditor** - Cllr. Bickford-Smith reported that he and Cllr. T. Martin had audited the Clerks records on 10<sup>th</sup> January and found everything to be in order. This was later than intended. Cllr. Bickford-Smith reported that the Clerk had received a verbal quote (£75) from David Gallie who had carried out the PC audit most satisfactorily last year. This was the same fee as in 2011 which was the lowest price received. It was proposed by Cllr. Bickford-Smith, seconded by Cllr. Paterson and carried unanimously that Mr. Gallie be asked to carry out the Audit for the Council.

#### **17. QUEEN DIAMOND JUBILEE CELEBRATIONS**

Cllr. Bickford-Smith reported that their had now been four meetings. Representations had been made by a resident which had hopefully been resolved. Matters were progressing well.

#### **18. FINANCE**

To consider the following accounts for payment:

It was proposed by Cllr. Paterson, seconded by Cllr. Morgans and carried unanimously that the following accounts be paid:-

<b>Pauline Williams, Clerk</b>	<b>Salary (gross)</b>	<b>397.64)</b>		
	<b>Office Allowance</b>	<b>20.00)</b>		
	<b>Computer use</b>	<b>10.00)</b>	<b>£457.09</b>	
	<b>Mileage</b>	<b>14.50)</b>		
	<b>Telephone</b>	<b>3.45)</b>		
	<b>Reimburse Petty Cash</b>	<b>11.50)</b>		
	<b>Information Commissioner</b>	<b>Data Registration Act</b>	<b>35.00</b>	
	<b>Cornwall Council</b>	<b>BACS Error refund</b>	<b>49.37</b>	

**To consider the applications listed separately (All Councillors have a copy) for donations which had been received during the year:-**

There were 18 applications to be considered. There was £600 for S137/grants of which £160 had been spent (£100 Sithney Christmas Lights and £60 RBL Poppy Appeal) leaving £440 to be used.

Balances in the PC accounts at the end of January (last bank statement) were in excess of £22,000 an increase of 50% over £15,000 at the end of 2011.

It was proposed by Cllr. Paterson, seconded by Cllr. P. Martin and unanimously agreed that:-

**Carleen Community Church Care Centre** be awarded £100 (LG Misc. Provision Act 1972 S19)

It was resolved that in pursuance of the power conferred by Section 137 of the Local Government Act 1972, and being in the opinion that the expenditure satisfies the requirements of that section, and is in the interests of the area or its inhabitants and will benefit them in a manner commensurate with the expenditure this Council approves the following payments:-

**Penhaligon's Friends** £100 proposed by Cllr. Bickford-Smith, seconded by Cllr. Ashmore and carried unanimously.

**Cornwall Air Ambulance** £100 proposed by Cllr. Mrs. Pascoe, seconded by Cllr. Paterson and carried unanimously.

**Sithney and Lowertown over 60's Committee** £140 proposed by Cllr. Paterson, seconded by Cllr. P. Martin and carried. (Cllrs. Mrs. Pascoe, Bickford-Smith and Morgans having declared an interest as members of the committee).

**19. Update on proposed affordable housing in Crowtown** – Nothing to report.

#### **20. TIME AND DATE OF NEXT MEETING**

Tuesday 3rd April, 2012 at Trannack School starting at 7.30pm