

**MINUTES of the ORDINARY MEETING of
The DEVIOCK PARISH COUNCIL held at The CHURCH HALL,
HESSINFORD at 7.30pm on Thursday,
11th October 2007.**

PRESENT: Parish Cllrs. R.J. Daniel, Downderry Ward, Vice-Chairman
G.K. Berncastle, Hessenford Ward
Mrs. M.Y. Byles, Hessenford Ward
J.P. Candy, Downderry Ward *
M.J. Crutchley, Downderry Ward
Mrs. G.E. Hartland, Seaton Ward
Mrs. A. Robinson, Hessenford Ward
Ms. E. R. Saville, Seaton Ward
Mrs. M. E. Temlett, Downderry Ward +
Mr T. Pullin, Parish Clerk
* Also District Councillor, Deviock & Shevick Ward;
+ Joined the Meeting at 20.40 hours

Because of the absence of the Chairman, the Vice-Chairman agreed to chair the Meeting.

PUBLIC PARTICIPATION PERIOD:

There being no members of the public present the Vice-Chairman waived the public participation period.

1. APOLOGIES were received from **D.L.G. Elliott**, (Chairman), because of a family bereavement; **S. J. Parry & Mrs. M. E. Temlett**, who were attending a School meeting

2. MINUTES:

2.1. Minutes of the Ordinary Meeting of 13th September 2007

The Vice-Chairman asked for an amendment to item 11.5.3., being the insertion of the word "likely" in the sentence "The required percentage of elected councillors is to be decreased from 80% to 66% in April 2008"

It was **proposed** by, Cllr. Mrs. M. Y. Byles, **seconded** by Cllr. Mrs. G. E. Hartland and **AGREED** unanimously by the Meeting to accept the minutes as a correct record, subject to the amendment.

3. REPORTS ON MATTERS ARISING FROM THE MINUTES:

There were no matters arising from the minutes.

4. PLANNING:

4.1. PLANNING COMMITTEE

4.1.1. Minutes of Planning Committee Meeting on 27th September 2007

It was **proposed** by, Cllr. G. K. Berncastle, **seconded** by Cllr. Mrs. A. Robinson and **AGREED** unanimously by the Meeting, to accept the minutes as a correct record.

4.1.2. Matters arising from the minutes of the Planning Committee

The Clerk reported that the reason for planning permission being required for a requested change to windows at Flat 6 Dinas Court, Downderry was because the building was a block of flats and therefore residents did not have the normal permissive development rights.

ORDINARY MEETING OF 11th October 2007 (Continued)

4.2. PLANNING APPLICATIONS:

4.2.1. 07/01377/FUL Mr & Mrs Rees **BLUE HAVEN, LOOE HILL, SEATON**

Reconstruction of existing single storey extension and formation of dormer and balcony

Support of this application was **proposed** by Cllr. Ms. E. R. Saville, **seconded** by Cllr. Mrs. G.E. Hartland and **agreed** by the Meeting with one abstention.

4.2.2. 07/01199/FUL Port Elliot Estate **LAND AT MINARD FARM, POLBATHIC**

Construction of agricultural building to house livestock

Support of this application was **proposed** by Cllr. G. K. Berncastle, **seconded** by Cllr. Mrs. M.Y. Byles and **agreed** by the Meeting with two abstentions.

4.3. PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA:

4.3.1. 07/01400/FUL Miss Bowen **FLAT 9, DINAS COURT, DOWNDERRY**

Replacement of windows and door with upvc.

Support of this application was **proposed** by Cllr. Mrs. M. Y. Byles, **seconded** by Cllr. G. K. Berncastle and **agreed** by the Meeting with one abstention.

4.4. PLANNING APPEALS:

No planning appeals had been received by the date of the meeting.

5. PLANNING DECISIONS:

No planning decisions had been received by the date of the meeting.

6. PLANNING CORRESPONDENCE:

6.1. CORRESPONDENCE RECEIVED BY DATE OF THE MEETING

No correspondence had been received.

6.2. MATTERS RAISED BY MEMBERS

6.2.1. Cllr. Mrs. G. E. Hartland drew the attention of members to the fact that although planning permission at Little Dene, Seaton, had previously been granted for the construction of two dwellings, the site was now been advertised with one house.

6.2.2. Cllr. Mrs. M.Y. Byles expressed her concern that red tiles had been used to re-roof the barn at Lower Barton, Deviock, whereas natural slate had been stipulated in the planning permission recently granted

6.2.3. The Clerk stated that he had checked with Ms. Cheryl Stansbury, Planning Officer at Caradon D.C. that there had been no changes to the development boundaries in the latest local plan. Cllr. J.P. Candy stated that the updated plan had been adopted at a meeting in September 2007.

6.2.4. The Clerk reported that he was waiting for Mr. Peter Whitehead, Planning Officer at Caradon D.C. to contact him regarding the possibility of training in planning law for councillors.

ORDINARY MEETING OF 11th October 2007 (Continued)

6.2. MATTERS RAISED BY MEMBERS (Continued)

6.2.5. The Vice-Chairman reported that errors in the position and naming of properties on the O.S. map covering Looe Hill, Seaton, had been discovered. The Vice-Chairman **proposed** that the O.S. should be informed of this and the required amendments suggested; this was **seconded** by Cllr. J.P. Candy and **agreed** unanimously by the Meeting

7. FINANCE:

7.1. Income & Expenditure.

7.1.1. INCOME AUGUST/ SEPTEMBER 2007

Caradon D.C. – Downderry Public Conveniences – Agency Agreement Payment 2007/8	6,018.16
Caradon D.C. – PRECEPT 07/08 (Second Half Year Payment – BACS 20/09/07)	13,698.00
Mr. J. Bird – Reimbursement of over payment of Insurance premium	22.05
Total £	19,738.21

7.1.2. EXPENDITURE AUGUST / SEPTEMBER 2007:

<u>COUNCIL ADMIN. – Cheque Payments:</u>	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
Caradon D.C. – Deviock Parish Plan – 30 copies of 36 pages in colour	-	210.00	210.00
Caradon D.C. Toilet rolls for Downderry Public Conveniences	3.85	22.00	25.85
Galvins of Liskeard – Stationery	4.71	26.94	31.65
EDF Energy - Downderry Public Conveniences - Electric supply (for period 04/05/07 – 27/07/07)	0.47	9.52	9.99
Ross Marven – Re-imburement for Parish Website Internet renewal Charges	-	30.54	30.54
John Bird – Re-imburement for Work Public Liability Insurance charge	-	132.30	132.30
St. Nicolas Church, Downderry. Re-imburement for S.W. Water Invoice (period 26/04/07 – 20/07/07), relating to Downderry Public Conveniences, paid by St. Nicolas Church in error	-	73.50	73.50
Councillors inkjet / toner expenses for 2007/8 (9 x £25.00)	-	225.00	225.00
Caradon D. C. - Nut Tree Newsletter – Sept '07	-	114.45	114.45
Caradon D.C. Clerk's salary August 2007	0.88	970.01	970.89
Petty Cash	-	50.00	50.00
S.W. Regional SLCC Conference - Payment for attendance by Clerk	7.00	40.00	47.00
R.A. Elliott Electrical Contractor (Replacement of broken back box in disabled loo and faulty sensor in the gents loo at Downderry P.C.)	29.93	171.00	200.93
Tim Pullin (Reimbursement for the purchase of replacement light bulbs and starters for Downderry P.C.)	-	29.50	29.50
August / September 2007 Cheque Payments C/F £	46.84	2,104.76	2,151.60

Standing Order Payments:

MR. J. BIRD – August 2007 Cleansing Contract Payment	-	205.41	205.41
MR. J. BIRD – September 2007 Cleansing Contract Payment	-	205.41	205.41

/ AUGUST / SEPTEMBER EXPENDITURE TOTALS £	46.77	4,143.93	4,190.70
--	--------------	-----------------	-----------------

It was **proposed** by the Cllr. G.K. Berncastle, **seconded** by Cllr. Mrs. G.E. Hartland and **RESOLVED** to ratify the above expenditure.

ORDINARY MEETING OF 11th October 2007 (Continued)**7.2. BANK STATEMENTS**

Date	Account	Balance £	
29 June 07	Community	1,000.00	
28 Sept. 07	Business Premium	37,135.16	Interest earned gross for period 4 June - 2 Sept '07, £86.33
28 Sept .07	Step Saver	110,416.47	Interest earned for period to 31 Aug 07: £3.21 £109,902.19 transferred in from matured Treasury Deposit on 28 Sept. 07
28 Sept .07	Rocknose BPA	18,339.97	Interest earned for period 4/06/07-2/09/07: £143.57
28 Sept. 07	Sports & Rec BPA	12,981.24	Interest earned for period 4/06/07-2/09/07: £101.63
02 Oct. 07	Treasury Deposit	109,902.19	Transferred from Step Saver A/C on 2 Oct. 07 for 3 month period at 5.19% per annum (£1,437.70)

7.3. LETTERS OF THANKS

No letters of thanks had been received

7.4. REQUESTS FOR FUNDING

No requests for funding had been received

7.5. ACCOUNTS TO BE PAID

	<u>VAT</u>	<u>Nett</u>	<u>TOTAL</u>
S.P. Jaycock - Repairs to slate roof of Downderry public conveniences	-	34.00	34.00
J. Bird – To replacing cistern down pipe seal at Downderry public conveniences	-	15.00	15.00
St. Nicolas Church – Parish Office Rent (26 weeks to 30/09/07)	-	390.00	390.00
Timothy Pullin – Reimbursement for purchase of garden plants for the garden at Downderry public conveniences		41.90	41.90
Clerk's mileage expenses for July, August & September '07 195 miles @ 55.8p per mile = £108.81 + Parking fees £1.00	-	109.81	109.81
Chairman's Expenses Claim	-	60.99	60.99
Total £		651.70	651.70

It was **proposed** by Cllr. Mrs. M.Y. Byles, **seconded** by Cllr. Mrs. G. E. Hartland and **RESOLVED** by the Meeting, with one abstention, to ratify the above expenditure.

ORDINARY MEETING OF 11th October 2007 (Continued)

7.6. Ratification of Previously Agreed Funding of up to £2,500.00 towards Children's Play Equipment at Seaton Countryside Park

The Clerk explained that because this funding had been previously discussed under a general agenda item, it was necessary to ratify the decision made at the last meeting.

A **proposal** to ratify funding of up to £2,500.00 towards children's play equipment at Seaton Countryside Park was made by Cllr. G.K. Berncastle, seconded by Cllr. M.J. Crutchley and agreed unanimously by the Meeting.

The Clerk was asked to inform Mr. Brian Runnalls at Caradon D.C. of the Council's decision and to request that the Council is kept informed as to proposals for the play area.

7.7. FINANCIAL BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA

There was no business to be considered.

8. HIGHWAY MATTERS:

8.1. TRAFFIC & PARKING ISSUES: Downderry, Seaton & Hessenford

8.1.1. Seasonal Visitor Parking, Keveral Lane / Hessenford Road Juncition, Seaton

Letter dated 1st October 2007 from Mr Brian Craven, Divisional Surveyor, Cornwall C.C.

The Vice-Chairman read out the letter. Cllr. J.P. Candy asked for a reply to be sent requesting that the proposed work be added to the list of local traffic orders that were already in hand, and this was agreed by the Meeting.

8.1.2. Notification of enforcement of pavement parking restrictions at Trierieve, Downderry

The Clerk reported that Torpoint Police has issued the enforcement notices. The Council had received letters from residents on this issue that have been circulated to members. Brian Craven of Cornwall C.C. Highways Dept has been asked to visit the road and to suggest any improvements that could be made. Cllr. Mrs. M.Y. Byles stated that there were also problems of pavement parking at Hessenford. The Clerk was asked to add these two matters to the letter that he would be sending to Mr. Craven.

8.1.3. Cllr Ms R. Saville drew the attention of the Council to the planting of contorted hazel trees on the grass verge, adjacent to the car park at Seaton and suggested that this could cause problems of visibility on the road bent in the future. Cllr. J. Candy stated that he would speak to Mr. Steve Blatchford of Caradon D.C. on this matter.

9. POLICE MATTERS:

9.1. COUNCIL MATTERS FOR THE POLICE:

Cllr. G.K. Berncastle stated that he had been in contact with P.C.S.O. Riggall regarding problems caused by dogs that were not properly controlled and whether, in particular, one dog was supposed to be muzzled at all times.

The Clerk informed the Meeting that there was now a sign in place at the bottom of the school beach path, stating that nudists were prohibited from the beach.

The Vice-Chairman reported that a local woman had been recently injured had subsequently died in hospital. It was very serious that such an incident should have taken place in the Parish.

ORDINARY MEETING OF 11th October 2007 (Continued)

9.2. POLICE MATTERS FOR THE COUNCIL

9.2.1. Apologies had been received from P.C. Libby of Torpoint Police. Councillors were directed to the written crime report that he had submitted (see Appendix A).

9.2.2. Partnership Liaison Officer.

The Vice-Chairman informed the Meeting that there had been a request by Torpoint Police for the Council to appoint a Partnership Liaison Officer. Cllr. J. P. Candy stated that this was part of an important process to empower local communities and would be developed under the new unitary authority.

The Vice-Chairman suggested that a decision as to who should be appointed to represent the Council in this position be deferred until the November meeting, in order to give more time for a suitable candidate to be selected, and this was agreed by the Meeting.

10. CURRENT / ONGOING BUSINESS:-

10.1. PARISH PROJECTS

10.1.1. THE AXE. To award the revised tender for proposed work.

Cllr. J.P. Candy declared a prejudicial interest

The Vice-Chairman reported that the lowest quotation for the revised tender had been received from Groundworks for the sum of £34,236.36. In order for Mr. Bill Knight to be able to apply for grant funding in connection with the project; it was necessary for the Council to approve this quotation, plus an additional sum of £3,000.00 as a contingency. A **proposal** to this effect was made by the Vice-Chairman, **seconded** by Cllr. Mrs. M. Y. Byles and **agreed** by the Meeting with one abstention.

10.1.2. To consider the excavation of a wildlife conservation pond in the Axe and to approve a grant application.

Cllr. J.P. Candy declared a prejudicial interest

The Vice-Chairman stated that two surveys had previously been carried out relating to biodiversity at the Axe and that he would be contacting Cornwall C.C. in order to obtain a copy of the report produced by the Cornwall Wildlife Trust. Cllr. J.P. Candy, speaking for information only, stated that he had also had a report produced that could be of use to the Council.

The Vice-Chairman thanked Cllr Candy for his offer and accepted the report for use by the Council.

The Vice- Chairman **proposed** that the Chairman, the Vice-Chairman and the Clerk be given delegated authority to proceed with processing a grant application based on the information contained in these reports; this was **seconded** by Cllr. Mrs M.Y. Byles and **agreed** by the Meeting with one abstention.

Cllr Mrs. M.E. Temlett joined the Meeting at 20.40 hrs.

10.2. DEVIOCK BOUNDER

The Clerk reported that he had contacted Marc Lintern in order to inform him of the importance of keeping accounting records for the event.

10.3. MEETING TO DISCUSS MULTIPLE EVENT INSURANCE

The Clerk reported that he had sent out invitations to local organisations but so far had had a poor response. It was suggested that organisations be contacted again in order to give a reminder about the event. The Clerk agreed to do this. The Clerk suggested that application forms for organisations to complete in order to join the scheme would be needed and he agreed to draft up such a form.

ORDINARY MEETING OF 11th October 2007 (Continued)

10.4. BEACH CLEAN UP

The Clerk stated that the beaches appeared to have been cleaned recently and was informed that this was part of the regular cleaning undertaken by Caradon D.C. The Parish Beach Clean Up would be an additional event. The clerk stated that he would be putting up posters to publicise the event in the near future. Cllr J.P. Candy regretted that he would be unable to provide a tractor and trailer on the day. It was suggested that Mr. Tim Mander be contacted to see if he could provide the same.

10.5. PARISH PLAN

The Vice-Chairman informed the meeting that hard copies of the plan had now been produced for interested parties/ authorities. It was thought that a public meeting to discuss updates to the plan would be required as part of an ongoing process. Cllr. J.P. Candy stated that Caradon D.C. should be adopting the Deviock Parish Plan in the near future, and continued that an action plan for use in implementation of Parish Plan would be a useful document.

10.6. HESSENFORD CHURCHYARD

Cllr. Mrs. M.Y Byles declared a personal interest.

The Clerk reported that a letter had been received from Hessenford and Downderry Parochial Church Council requesting that the Parish Council take over the responsibility for maintaining the churchyard at St. Annes, Hessenford.

The Vice-Chairman **proposed** that the Council should decline to take on this responsibility; this was seconded by Cllr. G.K. Berncastle and agreed by the Meeting with one against and one abstention.

The Clerk was asked to write to Hessenford and Downderry P.C.C. and also to Mr Don Price at Caradon D.C. informing them of the Council's decision.

10.7. REVISED CODE OF CONDUCT

10.7.1. The Clerk reported that the Council had received notification of the power of Caradon D.C. Standards Committee to grant dispensations and explained that this related to the procedure for the declaration of prejudicial interests by councillors

10.7.2. The Vice-Chairman reported that the Council had received notification of the outcome of the consultation for the appointment of the Caradon D.C. Standards Committee, Sub-Committee from Caradon D.C. No objections had been received. The Vice-Chairman continued by reading out the letter listing the sub-committee appointments.

10.7.3. The Clerk drew the attention of councillors to the Revised Code of Conduct training session to be held by Caradon D.C. on 22nd October 2007

10.8. One Cornwall – Transition process to unitary governance

The Clerk Referred members to the One Cornwall Parish & Town Council Communication Issue 1, 1st October 2007, as previously circulated

The Vice Chairman reported that a judicial review, challenging the legal basis on which the Government had conducted its Unitary bid tendering process, had been dismissed.

The Vice-Chairman continued that meetings in connection with the transition process in S.E. Cornwall had so far been remarkably amicable but that this was not the case in all parts of the county. The composition of the transition management team had a great proportion of members from the County Council with only one from the Districts and this was seen by some as a possible source of friction.

ORDINARY MEETING OF 11th October 2007 (Continued)**11. NEW BUSINESS:-****11.1. CARADON / NALC / CALC, ETC DOCUMENTS**

11.1.1. Caradon D.C. Financial Services Dept.

The Clerk reported that he had received precept papers for 2008/9

11.1.2. Devon & Cornwall Police Authority

The Clerk reported notification from Devon & Cornwall Police Authority that its meeting are now to be available as a webcast.

11.1.3. Cornwall County Council – Local Maintenance Partnership PPIP Pilot 200/8

A letter had been received requesting feedback on the pilot scheme. The Clerk agreed to reply that no problems regarding the new system had yet been encountered.

11.2. NEWSLETTERS / REPORTS / BROCHURES, ETC:

No publications had been received

11.3. CORRESPONDENCE RECEIVED BY DATE OF MEETING

No correspondence had been received

11.4. NEW BUSINESS RECEIVED AFTER PUBLICATION OF THE AGENDA:

11.4.1. Transport Issues

Cllr. Ms E. R. Saville reported that the Joint Parishes Transport Group had met twice and had dates agreed for a further two meetings next spring

Cornwall C.C. was involved in funding some local bus routes and therefore it was necessary to maintain good links with the officers involved.

Mr. Simon Newport of First Devon and Cornwall had provided positive changes in his planning of the new timetable.

Cllr. Saville continued that she had written an article for inclusion in the Nut Tree magazine and had arranged for copies for the new First Devon and Cornwall timetable to be delivered to the Parish Office for distribution to the local shops and noticeboards.

11.5. INFORMAL CORRESPONDENCE:

There was no informal correspondence.

There being no further business, the Chairman closed the meeting at 21.35 hrs



Report for the Parish Meeting DeviocK 11th October 2007

<u>Period of Report</u>	<u>Crimes in Parish</u>	<u>Crimes in Area</u>
03/09/07 – 08/10/07	5	58
01/01/07 – 08/10/07	36	675
01/01/06 – 08/10/06	38	667

Types of Crime Since The Last Meeting

1 x Attempted Burglary

1 x Theft

2 x Assault

1 x Drink Drive

Crime Hot Spots In Parish

There are no problem areas at present
