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Parish Rooms  
Breage  
Helston  
TR13 9PD

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**DRAFT MINUTES OF THE ORDINARY PARISH COUNCIL MEETING HELD  
IN THE PARISH ROOMS BREAGE ON TUESDAY 1 DECEMBER 2009 AT 7.00 P.M.**

Present: Cllr J Keeling (Chairman)

Cllr T Ackland  
Cllr T Best  
Cllr Mrs P Darby  
Cllr P Greenough  
Cllr Mrs A Greenstreet  
Cllr G Higginson  
Cllr B Nicholls  
Cllr M Phillips  
Cllr Ms C Rashleigh  
Cllr P Shrimpton  
Cllr R Wyvern Batt

12 Members of the Public  
PCSO Ceri Sadler  
Mrs C Macleod (Clerk)

The Chairman welcomed everyone to the meeting and thanked the Councillors for their 100% attendance.

## 1. APOLOGIES FOR ABSENCE

**To note apologies for absence**

There were no absences so no apologies.

## 2. DECLARATIONS OF INTEREST

**To note declarations of interest in accordance with LGA 2000 - Members and officers to declare personal and prejudicial interests (including details thereof)**

**a) in respect of any items on this agenda**

There were none.

**b) in respect of gifts of a value of more than £25**

There were none.

## 3. TO CONFIRM THE MINUTES OF THE ORDINARY PARISH COUNCIL MEETING HELD ON 3 NOVEMBER 2009

**It was proposed by Cllr Higginson, seconded by Cllr Nicholls and unanimously resolved that with one amendment the minutes of the Ordinary Parish Meeting held 3 November 2009 be signed as a true and correct record.** The amendment was: page 92/09, item 7, CHARLOTTE CHADWICK – Community Network Manager, Helston and the Lizard fifth paragraph, remove 'Cllr' and insert 'Mr'.

## 4. CHAIRMAN'S ANNOUNCEMENTS

The Chairman, as Cornwall Councillor, had attended the Remembrance Day service at Praze. A Question Time evening at Godolphin Women's Institute that he had attended was a very enjoyable evening.

## 5. POLICE REPORT

**To receive and discuss any police report received and other police matters**

The Chairman welcomed PCSO Sadler who gave the following report:

'There were five crimes reported to the police in the month of November. These consist of a theft in Breage, a possession of drugs in Praa Sands, a common assault, a theft of a gate - that was later proven to be a victim of the very strong winds that we have all been experiencing of late, and one call of harassment.

'This compares to nine reported to the police at the same time last year.

'We have looked into the use of the grassed area by the bus stop in Ashton for sale of cars and have spoken to the people accordingly. We will be keeping an eye on this situation and continue to deal with it if appropriate.

'May we take this opportunity to wish you a Merry Christmas and a Happy New Year?'

The Chairman invited questions from Councillors and the Public. A member of the public asked where the possession of drugs incident was but PCSO Sadler explained that she was unable to divulge such information.

The Chairman thanked PCSO Sadler who left the meeting at this point.

## 6. PUBLIC PARTICIPATION

Members of the public may raise subjects they wish to bring to the attention of the Parish Council. Listeners should note that decisions cannot be made on items not on the agenda.

Public Participation was held here from 7.04 to 7.21 p.m.

## 7. BUS SHELTER

### a) To discuss and select a site for the proposed bus shelter on the Lion and Lamb side of the road, Ashton, thus enabling a funding grant to be sought by the Chairman and Clerk

The Chairman gave a little background as to how the suggestion for a bus shelter had arisen. A Parish Council, under the Local Government (Miscellaneous Provisions) Act 1953, section 4, may provide and maintain in any highway within their parish which is comprised in the route of public service vehicles, or on any land abutting on such a highway, shelters or other accommodation at stopping places on the route for the use of persons intending to travel on such vehicles. Many people had for a long time been requesting a shelter to give some cover from the rain and wind at the bus stop. The Chairman had therefore approached Mr & Mrs France and Mr & Mrs Kerslake whose homes are nearest to the bus stop and told them about the idea. He also visited the Lion and Lamb to see if a shelter could be sited there but there was objection as the area in front of the pub is an off-loading area and there is a dropped path to enable vehicles to off-load. The mobile library also used this area. He stated that it could not be sited near the pub as there was a dropped curb there for commercial premises.

The Chairman had then contacted Mr Biddick, The Cornwall Council Highways Manager who was responsible for giving permission for the siting of a shelter, enabling the Parish Council to apply for funding, if available. The possibility of a bus shelter somewhere on the Lion and Lamb side of the road was raised and Mr Biddick carried out research, visiting the area and then making subsequent visits reviewing the concerns expressed in letters he had received from Mrs France and Mr and Mrs Kerslake.

The Chairman explained that the site would not be chosen by the Parish Council. The Highways Manager, Mr Biddick from Cornwall Council had now provided the Council with what he considers to be the safest position for a shelter and had given permission to have a shelter erected. He had sent a photograph illustrating what he considers to be the most sensible alignment for the shelter.

The Chairman explained that it was now up to the Council to go ahead and apply for a grant. He added that he would like to consult with Mr & Mrs France and Mr & Mrs Kerslake about the type of shelter that would be erected. Illustrations would be obtained.

He asked Councillors for their comments. All the Councillors had visited the area and agreed that a bus shelter is needed. It was asked if the shelter could be in a different position or further back in the permitted position but the Chairman explained that the approved position is the only position that will be permitted. All Councillors were apologetic to the Frances and Kerslakes. The majority felt that the shelter should be provided. **It was proposed by Cllr Keeling and seconded by Cllr Higginson that Council apply for a grant for a bus shelter at Ashton and provide a shelter on the area approved by Cornwall Council and that Mr & Mrs France and Mr & Mrs Kerslake be consulted on the design, type and colour of shelter. A second proposal was made by Cllr Rashleigh and seconded by Cllr Greenstreet that a bus shelter should not be erected in Ashton in the area approved by Cornwall Council. This proposal received 2 votes. The first proposal received 10 votes and it was therefore resolved that Council apply for a grant for a bus shelter at Ashton and provide a shelter on the area approved by Cornwall Council and that Mr & Mrs France and Mr & Mrs Kerslake be consulted on the design, type and colour of shelter.**

### b) To discuss the design of the proposed bus shelter on the Lion and Lamb side of the road, Ashton

It was agreed above that Mr & Mrs France and Mr & Mrs Kerslake be consulted on the design, type and colour of shelter.

The Chairman thanked the public for their attendance.

## 8. REPORT FROM CORNWALL COUNCILLOR

'There has been a lot of press about the government's intervention in Cornwall Council's Children safeguarding service and there is no doubt that there is much room for improvement. But the council will still continue to run the service with minister intervention through the establishment of an Improvement Board with an independent Chair for the Board, who will be appointed by the Secretary of State. The DCSF will provide support and expertise to the council as required to plug gaps in their service.

'There is also an ongoing issue with cancer care, Upper GI, and the removal of care in Cornwall to Derriford, Plymouth. We will be examining the decision taken earlier under the last administration. We have to fight for equality of healthcare and mitigate against this awful postcode lottery.

'I was in London week before last for a financial briefing and there is little doubt that financial constraints will start to impact on council settlement figures over the next few years. The visit was to inform my work and role on scrutinising the budget setting process over the next few months.

'The way the authority works corporately needs to be remodelled over the next few years if we are to realise the savings and benefits of merging 7 councils into one. I did a tour of New County Hall with the Leader last week to see first-hand how the Staff undertakes such tasks as recruitment, payroll, ordering stores and financial monitoring. This is in the wake of an outline business plan to implement a shared services model for our corporate support services and purchase an integrated IT platform.

On planning issues, there is an acknowledgement that more training for councillors and local councils will result in better development, better decisions and better meetings!! Training for all and refresher courses for those more experienced and this on an ongoing basis. The pre-application phase is a useful tool to enable applicants and councillors to meet to establish the facts of a scheme. There is specific guidance on this process and will not disqualify us from voting, providing we do not express a view on the scheme's merits. BSF there was an event at Helston Community College to pledge support for a Community campus as a replacement for the existing college. This is part of the Building Schools for the Future programme that is being rolled out in waves starting in the west of Cornwall.

#### LOCALLY

I attended the site visit on Wingletang at Praa Sands last week and it was well attended. Spoke briefly on the merits of the proposal and pointed out the parish council's lack of support and my own view on land stability and mixing two storey dwellings within a bungalow complex.

#### Community Networks

Following my meeting today at the one stop shop in Helston:

There is a requirement for someone to represent this council at the first Community Network meeting on the 13<sup>th</sup> of January venue Helston College.

There is a MEDIA BUS doing the rounds on the 3<sup>rd</sup> 4<sup>th</sup> 5<sup>th</sup> February. This is sponsored and provided by the RDA and as all kinds of computer assisted equipment on board together with trained staff. I have not any brochures but will get some soon. I was asked whereabouts in the ward I could put it for a half day session and given the size of the bus Carleen village hall grounds seem the best place. Any other offers?

The Cornwall Councillors grant is only £2195 and I have given out money to Germoe and an application for the Breage and Germoe Guides for £250, I am anticipating an application from this council for about £500 towards the war memorial path in Breage village, Praa Sands Community Hall and something towards Crowan Parish.

## 9. PLANNING

### a) To receive report from Councillor Higginson re: Planning training

Cllr Higginson had attended two days of planning training and would supply copies of the information with which he had been provided. He said that there was a lot of information on these sheets. He told the meeting that breaches of planning control were not in most cases criminal as the only action that is permitted by Government is civil action. Any actions taken must be in proportion to the breach. So, development without planning permission appears not to be an offense and retrospective planning can be applied for. Planning officers would like to see a better system across the County rather than the Government tying the Council's hands.

### b) To receive report from Cllr Higginson regarding Pre-planning meeting, Ashton Motel

The meeting had been well attended by Breage and Germoe Parish Councils, Mark Broomhead, Senior Planning Officer, Planning Delivery Team West 2 sub-area, Chantal McLellan the responsible Planning Officer and David Alton the architect for the owners. Council had thought that the application would be for holiday lets under a single ownership but it was made clear that the individual properties would be sold as holiday cottages with permission for 12 month tenancy. Proof would have to be supplied that the property was not a main home. The sky line of the flat roof buildings could be kept in line with the pitch roofs, and the ground floors of the cottages could be sunk behind Cornish hedges so that they look like single story properties from the road. The former restaurant had been replaced by a large building that no-one had liked and Mr Alton agreed to reduce this building on the application. The original cladding was to have been local stone but there is a limit to the supply so wood will also be incorporated. Mr Alton said that his clients would like to provide a mixed development of holiday lets, residential and affordable housing. However, Mr Broomhead stressed that only holiday use would be permitted. Cllr Higginson felt that the meeting had been worthwhile and that Councillor's input had been favourably received. Cllr Greenough wondered if the restaurant had been a red herring as it had been rapidly agreed to reduce it and said that the overall project should be looked at very carefully.

### c) To receive drawings and amendments supplied by the architect, Ashton Motel

The Chairman said that nothing could be done until an actual application was made. The Clerk told Council that Mr Alton was contacting the next-door- neighbours to see if they were happy with the pre-planning suggestions. The Chairman told Councillors to keep open minds.

### d) To receive proposed demolition and construction designs for Praa Sands Hotel

It was agreed that the present buildings are in a very poor state and contained many defects. The idea is to demolish the present property and build residential apartments. Public support was being monitored. There were no objections to the construction designs and the planning application is awaited. **It was proposed by Cllr Keeling, seconded by Cllr Ackland and unanimously resolved that the Clerk set up a pre-application meeting with the architect and Mr & Mrs Kettle and ask them to submit a presentation to Council.**

**It was proposed by Cllr Keeling, seconded by Cllr Higginson and unanimously resolved that a) to d) above be received.**

### e) TO CONSIDER PLANNING APPLICATIONS RECEIVED FROM CORNWALL COUNCIL

PA09/01418/F – Mr & Mrs R Brew – Cherry Tree Cottage, Herland Road, Godolphin Cross, HELSTON, Cornwall TR13 9RA  
Erection of an extension and alterations to dwelling

It was felt that this would be a vast improvement. **It was proposed by Cllr Keeling, seconded by Cllr Greenstreet and unanimously resolved that the application be supported.**

PA09/01158/F – Mr M Bows – Trenwheal House, Trenwheal, Leedstown, HAYLE, Cornwall TR27 6BP

Conversion of outbuilding into dependent relatives accommodation

**It was proposed by Cllr Ackland, seconded by Cllr Nicholls and unanimously resolved that the application be supported in principle.**

PA09/01433/F – Mr J Watters – The Farm, Fore Street, Ashton, HELSTON, Cornwall TR13 9RN

Conversion of outbuildings to form a dwelling

As the previous application had been supported and there appeared to be little change in this one **it was proposed by Cllr Wyvern Batt, seconded by Cllr Ackland and unanimously resolved that the application be supported.**

**f) TO BE ADVISED OF WITHDRAWAL OF PLANNING APPLICATION**

PA09/01125/F – Mr J Watters - The Farm, Fore Street, Ashton, HELSTON, Cornwall TR13 9RN

Conversion of outbuildings to form a dwelling

**g) TO NOTE NOTICES OF CONDITIONAL PERMISSION FOR DEVELOPMENT RECEIVED FROM CORNWALL COUNCIL**

PA09/00192/F – Mrs J Albinson – Pandora, Treweloe Road, Praa Sands, PENZANCE, Cornwall TR20 9SU

Erection of extension to dwelling

PA09/01208/F – Mr & Mrs Round – Count House, Wheal Vor, Breage, HELSTON, Cornwall TR13 9NW

Erection of an extension and alterations to dwelling and erection of a replacement domestic garage

**h) SITE MEETING – WINGLETANG, TREWARTHA ROAD, PRAA SANDS**

Cllr Keeling had attended and objections had been forwarded. It went before the planning committee today.

**i) TO CONSIDER ADDITIONAL PLANNING APPLICATIONS RECEIVED AFTER PUBLICATION OF THE AGENDA UP TO 12 NOON ON FRIDAY 27 NOVEMBER 2009**

There were none.

## 10. FINANCE

### a) To discuss bank situation

Cllr Nicholls and the Chairman had prepared a letter to be sent to the Chief Executive of Barclays bank as no reply had been received from Barclays and the Clerk was still unable to access the Council's accounts at Barclays. Cllr Nicholls had spent 45 minutes on the telephone to the Bank, as had the Clerk, but to no avail. 10 days would be given for a higher-level, satisfactory response. **It was proposed by Cllr Ackland, seconded by Cllr Wyvern Batt that the prepared letter be sent to the Chief Executive, Barclays Bank giving a limit of 10 days for a higher-level, satisfactory response.**

### b) To approve December payments

Cllr Nicholls advised that he had checked the payments.

no.	Name	cheque		Net	VAT	Total
82	Viking Direct	102692	Inks	£177.50	£26.62	£204.12
83	R W Beard	102695	Crash barrier replacement Praa Green 1 cut Cemetery/B&God greens/Amenity	£100.00		£100.00
		102695		£170.00		£170.00
84	Post Office Ltd SW Water	102696	Water Cemetery	£7.77		£7.77
85	Post Office Ltd SW Water	102697	WaterParish Rooms	£6.08		£6.08
86	BT	102672	Internet	£45.00	£6.75	£51.75
87	Kensa Signs	102698	Byelaws sign Praa Sands	£70.00		£70.00
				<b>£576.35</b>	<b>£33.37</b>	<b>£609.72</b>
	Mrs C L Macleod	102693	Clerk's Salary November			
	PO Ltd HMRC	102694	PAYE	£111.60		£111.60
	PO Ltd HMRC	102694	Employer's NI	£79.42		£79.42
				<b>£191.02</b>		<b>£191.02</b>
	Mrs C L Macleod	102699	Travel 82.5ml @ 53p	<b>£43.73</b>		<b>£43.73</b>
	Mrs C L Macleod	102670	Petty Cash reimbursement	<b>£70.47</b>	<b>£7.17</b>	<b>£77.64</b>
	R Treloar	102671	Caretaker Honorarium	<b>£25.00</b>		<b>£25.00</b>
				<b>£906.57</b>	<b>£40.54</b>	<b>£947.11</b>

**It was proposed by Cllr Nicholls, seconded by Cllr Ackland and unanimously resolved that the payments as shown above be authorised for payment.**

### c) To acknowledge receipts

£5 Admin photocopying

The receipts were acknowledged.

### d) Clerk to provide Bank balances

The Clerk advised that she had been unable to obtain the bank balances as she still had no access to the accounts but that she would get the information from the statement when it arrived and print them on the minutes as is shown below:

Current account £2,731.64; Tracker account £12,594.70; petty cash £22.36.

## 11. FOOTPATHS

### a) Update on amendments to LMP cutting regime

Colin Bayes is happy with the amendments. They have now been sent to Tom Fletcher's office for comments.

### b) To discuss questions raised re: paths 70,39,54,43 and 41.

Queries had been raised on the above paths and path 47. It was decided that a footpath group meeting be held. Cllr Darby has researched the above but the Chairman asked her to arrange a meeting to enable the queries to be discussed. He asked that Troon Row also be discussed. Cllr Darby will invite Colin Bayes and the Contractor.

### c) Councillor Darby reported that trees had come down on various paths but that Colin Bayes had been arranging clearance.

## 12. HIGHWAYS

### a) Rok St Breaca Close

The repair work had not yet been carried out. The Clerk was asked to contact Rok again.

### b) Higher Road Breage closed 11-14 January 2010 (730 – 1800 hours)

Shute Hill is also to be closed 13-20 January – same times. The Clerk has been assured that both will not be closed at any one time.

### c) Proposed diversion of (part) public footpath 201/2 at Breage Primary School

**To consider the proposal and complete decision slip by 12 December 2009**

There were no objections to this but the Chairman asked that it be transferred to the footpath meeting.

## 13. CEMETERY/CLOSED GRAVEYARDS

### a) War memorial path progress

Cllr Phillips was expecting a reply from the War Memorial Trust re; his request for a grant towards the War Memorial path. Cllr Higginson had attended the Remembrance service there and commented on how the elderly had struggled on the present path. A new path is desperately needed. A faculty has been obtained from the Diocese giving permission for the proposed work to take place. The Chairman had supplied the forms for a grant application of £500 and asked that this be completed as soon as possible.

### b) To consider request from Mr Galpin

The Clerk had received a request from a gentleman to scatter his mother's ashes on her husband's grave in the Cemetery. He had offered to pay the interment fee of £33. This was discussed and some Councillors felt that no charge should be made as no interment would be taking place.

**It was proposed by Cllr Greenough and seconded by Cllr Rashleigh that no charge should be made for this one off scattering of ashes. A second proposal was made by Cllr Best and seconded by Cllr Phillips to accept the offer of payment of the interment fee. This received 5 votes and the first proposal 7 votes. It was therefore resolved that no charge should be made for this one off scattering of ashes.** It was thought that the gentleman might still like to make a donation to the Council towards upkeep of the Cemetery.

## 14. PRAA SANDS

The Chairman said that the winds and tides had caused a build up of rubbish at the west end of the beach at Sithney Cove. AS the Council had adopted this beach it was important that it be kept tidy. He had contacted the Payback team about repairs to the fence on Praa Green. This would be paid for from the s106 contribution. The Castle Drive, Pengersick Lane flooding onto the Green continues. As Mrs Board has reported in the past, vegetation at the base of the walls is causing the water to be diverted, collecting detritus and blocking the drain. Tom Childs has visited and the vegetation at the base of the walls is to be cleared to give a clear run to the drain.

## 15. TREWELL GREEN

The Chairman reported that Mr Darby has supplied a map marking the troubled areas of the Green where flytipping has occurred and he has made many calls to Vanessa Davies of the Legal Department, Cornwall Council. Some clearance has been made by Cornwall Council but more needs to be done. Further notes and photographs had been supplied by Mr Hesketh-Jones and the documents and a CD had been delivered to Vanessa Davies by the Chairman and a reply is awaited. An enforcement action is in the hands of solicitors. The Chairman thanked Messrs Darby and Hesketh-Jones for their work.

## 16. ADOPTED TELEPHONE KIOSK GODOLPHIN CROSS

### To discuss whether to retain the electricity supply

The Clerk reported that electricity for a single light fitment in a kiosk is about £70- £80 per annum. The charge for removing the supply is £200.

**It was proposed by Cllr Greenough, seconded by Cllr Keeling and unanimously resolved that the electricity supply be disconnected at the telephone kiosk, Godolphin Cross.**

## 17. HOUSING NEEDS SURVEY

- a) Meeting with Jody Jeffrey on 14 December 2009, 7.00 p.m. for Councillors to discuss the next step. The Chairman had spoken with Jody Jeffrey who was very impressed with the amount of forms that had been returned. **He proposed a vote of thanks to Cllr Greenough and the other Councillors for assisting the Clerk with the enveloping of the surveys and to all who helped with delivery. This was seconded by Cllr Ackland and unanimously resolved.**

## 18. CHRISTMAS MEAL AT THE COVE

- a) Confirmation of date and time – Saturday 12 December 2009 at 7.00 p.m.  
The Chairman had had a good lunch at the Cove and found it an excellent venue.
- b) The Clerk asked that Councillors choose their menus as soon as possible.

## 19. FIRE BRIGADE SURVEY

Completed by Cllr Shrimpton

Cllr Shrimpton said that he had answered the questions and completed the survey and in parts had been critical. **It was proposed by Cllr Best, seconded by Cllr Keeling and unanimously resolved that Cllr Shrimpton send the completed survey on behalf of the Parish Council.** Cllr Shrimpton was thanked for completing the survey.

## 20. CORNWALL PLAYING PITCH ASSESSMENT SURVEY

To note that the Clerk has not completed this as she is not aware of any such pitches. Councillors confirmed that there are no such pitches in the Parish. The Clerk will now complete and return the assessment.

## 21. PARISH ROOMS

### a) To discuss the condition of path at the gate

The mud collecting at the gate to the Parish Rooms' path is very slippery and when it rains the area floods making the unseen mud a hazard. The Chairman asked the Clerk to contact him when the repairs to the road when the Parish Rooms are situated are being repaired and he would see if some tarmac could be laid. Cllr Rashleigh suggested a drain might be advantageous. Cold-lay tarmac was also suggested.

### b) Request to use Parish Rooms

Cllr Rashleigh had requested to use the room once a month for U3A, (University of the 3rd Age), for whom she is voluntarily providing a Genealogy Course. There will be about 17 people present. They would be attending when the Clerk was present. **It was proposed by Cllr Keeling, seconded by Cllr Ackland and unanimously resolved that Cllr Rashleigh be granted permission to use the Parish Room once a month for the U3A group and that no charge would be made.** Cllr Rashleigh said that she had suggested a voluntary contribution of 50p each towards electricity costs.

## 22. LICENSING ACT 2003 –CHANGES

### To discuss the writing of a letter to Cornwall Council in the light of problems raised at the last meeting

A copy of Mrs Anthony's letter had been circulated to Councillors and was printed in the minutes of the last meeting. *'On 27 July 2009 the Minor Variations system for Licensed Premises applications came into forces. This allows authority for making decisions on variations to be delegated to Licensing Officers. The 4 main types of variation are: minor changes to the structure or layout of premises, small adjustments to Licensing hours, removal of out of date, irrelevant or unenforceable conditions and Licensable activities – adding certain activities including live music!*

*'Another change is that these applications no longer have to be advertised in the newspaper.*

*'The Licensing Act Committee authorised this delegation at the meeting on 2 October so this will come into force in Cornwall.*

*'Yet again it is being made more and more difficult for individuals to find out what is happening in the environment and to make representations.*

*'At the same meeting there was a proposal to put Licensing applications onto the Council website. This is an excellent move particularly in the light of what I have just been saying.*

*'The problem is that they anticipate that it will take 18 months to 2 years before this is available to the public – in spite of some Councils, before re-organisation having lists of applications on their websites!*

*I therefore request that the Parish Council consider writing to Cornwall Council on behalf of residents of the Parish, urging that this be dealt with and brought into force as a matter of urgency.'*

The letter was read and **it was proposed by Cllr Keeling, seconded by Cllr Ackland and unanimously resolved that Council write to Bob Mears as a matter of urgency on behalf of Parishioners urging that the anomaly of taking 18 – 24 months before the website access is available to parishes be looked into and the availability of the website access for licensing applications be brought into force as a matter of urgency.**

**23. REPORT FROM CLERK**

- a) A new vacuum cleaner has been purchased a bagless Vax – a special offer £49.95.
- b) The new printer has not yet been purchased. One has been, an HP laser jet P2055dn. Local firms cannot compete with HP's price. Gigabyte and Jim French say this is a very good machine as do the other local firms that were contacted. HP will not invoice unless the goods ordered are over £500 but the price is £368. It must be paid for by credit card – which the Council do not have. The Clerk has asked if they will accept a cheque and send the machine after the cheque has cleared. She awaits a reply.
- c) A complaint re: the election from someone in Ashton had been received. This person had not heard about the election until the Ashton newsletter was received after the election. The Council agreed that it had not possible to inform Parishioner individually and that poll cards had not been send because of the high cost that this would have incurred. The election had been advertised on notice boards, the website and in the local newspapers and Parishioners had been asked to vote.
- d) Mr Hallam has supplied an amended price for the office rewiring as requested by Council. It is now £105, £15 more. This takes in the re-routing of the heaters. **It was proposed by Cllr Ackland, seconded by Cllr Wyvern Batt and unanimously resolved that Mr Hallam be asked to complete the rewiring work in the Parish Office.**
- e) 30 mph signs at Trew. The Community Highway Steward is investigating.
- f) Path at Willavean, Hedge at Pellor Road and Hedge at War Memorial cemetery – The Clerk had raised these matters **again but had received no replies. The Chairman asked the Clerk to give him details and agreed to look into this.**
- g) The Clerk reported that she would be taking Annual leave from 23 December 2009, returning on 4 January 2010.

**24. MEMBERS' REPORTS TO THE COUNCIL AND REPORTS FROM OUTSIDE BODIES**

Cllr Higginson had recently travelled to the Philippines with 424 Shelterbox boxes needed because of the Typhoon that had been experienced there. He found it offensive that it was felt that the Praa Sands part of the Parish was not being represented. He explained how he has recently spent 6 hours researching and phoning to obtain information re: the Haulfryn development, only for Cornwall Council to pull the item an hour before the scheduled meeting. He felt that the public do not see all that Councillors do for the Parish.

Carleen Village Hall

Cllr Ackland reported that there would be a Christmas quiz at Carleen Village Hall on 19 December. This would be in aid of funds for the village Pantomime. Fancy Dress would be optional.

Cllr Darby added that there would be a Flea Market on 5 December and a concert by Stithians' Choir on Sunday 13 December at 7.30 P.m. The charge for this is £3.50.

Neighbourhood Watch

Cllr Greenough reported that there had been a Neighbourhood Watch meeting that morning with liaison between the Police and Public. This would be a regular happening in March and October each year.

Breage Playing Field

Cllr Rashleigh reported that a letter had been sent to Mr Babbage re: repairs that needed to be completed.

It was agreed that necessary repairs be reported to the Field Committee following each inspection made by the Handyman enabling them to arrange for repairs and payment for the repairs.

- a) **To receive Inspection Report and consider work to be done**
- b) **To authorise Handyman to carry out repairs on dangerous items as soon as he discovers them during inspections**  
**It was proposed by Cllr Keeling, seconded by Cllr Ackland and unanimously resolved that the Handyman be authorised to carry out immediate repairs on dangerous items once they are discovered during inspections.**  
 Cllr Higginson had removed nails from a planter and he reported that all the planters were in poor shape. **It was proposed by Cllr Keeling, seconded by Cllr Higginson and unanimously resolved that the Inspection Report be received and noted and that repair details passed to the Field Committee.**

Cllr Rashleigh reported that she had reprimanded the postman for climbing over the barrier from the lay by on the A394. The payment of £100 to replace the barrier at Praa Sands when the cost to remove it had been £50 was queried. The Chairman said that the £100 would be paid from the s106 payment. A genuine mistake had been made and the wrong barrier had been removed. The owner had asked that it be replaced.

Cllr Keeling spoke about the Helston and the Lizard Community Halls Network meeting to be held on 3 December 2009 at Praa Sands and District Community Centre.

**25. CORRESPONDENCE**

CAB – Cornwall – AGM 3 December 2009 at the Kingsley Village Exhibition Centre, A30, Penhale, Fraddon, TR9 6NA

Mr & Mrs Kerslake – Bus shelter Ashton

Mr & Mrs France – Bus shelter Ashton

Rural Services Network – newsletter

CALC – Minutes and agenda, proposals for new structure

CC – Town and Parish Council Newsletter 9

West sub-area planning Committee – Agenda 1 December 2009

Cornwall and Isles of Scilly Coastal Advisory Group – Next round of events. Meet at St John's Lecture Hall, Alverton Street, PENZANCE TR18 2HE on 9 December 2009. 4-7 p.m. drop in session with presentations by representatives 6-6.30 p.m.

**To note any correspondence received since the agenda was published**

War memorials Trust – Bulletin magazine 43

Clerks and Councils Direct – magazine November

Community Energy Plus – Sustainable Communities, Parish projects needing funding?

Rural Services Network – Rural trends survey to be completed

CC Pre-application process – Consultation questionnaire to be returned by 8 January 2010

**26. TO RECEIVE ADVANCE NOTICE OF ITEMS FOR NEXT AGENDA**

There were none.

**27. TO CONFIRM THE DATE AND TIME OF NEXT MEETINGS - Ordinary Parish Council Meeting on Tuesday 12 January 2010 at 7.00 p.m.**

**The Chairman once again thanked Members of the Public and Councillors for their attendance.**

**There being no further business the meeting closed at 9.18 p.m.**

# BREAGE PARISH COUNCIL

## DRAFT MINUTES OF PUBLIC PARTICIPATION DURING THE PARISH COUNCIL MEETING HELD ON TUESDAY 1 DECEMBER 2009 IN THE PARISH ROOMS BREAGE AT 7.00 P.M.

At 7.04 p.m. the Chairman invited members of the public to put forward any concerns they had, or issues they wished to make known to the Parish Council, in regard to any items on the agenda.

Mr Darby told the meeting that he looked forward to item 15. He had been in further touch with Charlotte Chadwick who will do what she can to find funds for Breage Parish Council re. PAROW.

Mrs France spoke about Item 7, Bus Shelter, repeating her concerns regarding the blocking of her view of the bend by the proposed bus shelter. Although there would be a minimal reduction in visibility she felt that this reduction should not be made. She could completely understand people's desire for the comfort of a shelter but still expressed concern about pulling out while 10 schoolchildren were congregated there and asked if that few minutes of comfort were worth the danger she envisaged. She spoke about condensation on the glass of the shelter blocking the view and asked again why the shelter could not be at the Lion and Lamb. She said this was her last appeal to the Council and asked that they please put themselves in her position.

Mrs Kerslake also spoke about Item 7, Bus Shelter, saying that she felt the bus shelter should be put at the Lion and Lamb, sideways on so that passengers could see the bus arriving. She felt that this area would be better sheltered and thought that people would still get soaked whilst waiting on the pavement even with a bus shelter there.

Mr Kerslake expressed his confusion regarding Item 7, Bus Shelter, and who was deciding what.

Mr Anthony asked what items could be raised and put on the agenda and how this could be done. The Chairman advised that it should be done through the Clerk.

Mrs Anthony spoke about her concern of the lack of representation for Praa Sands on the Parish Council. She read the following:

'I, and a number of other residents are concerned about the lack of representation from Praa Sands on the Parish Council. Over the past 5 Months we have been dealing with two major issues that affect the village and there is more to come in the future. We feel that the Parish Council needs to be kept regularly informed of issues affecting Praa Sands in order to support the residents where necessary, and that the present arrangement of the Chairman (who is also Cornwall Councillor with many committee and other demands on his time) representing the village is unsatisfactory.

'Recently, in October there was an election called where there were 2 candidates, one of whom was from Praa Sands. Unfortunately he was unsuccessful, but at the same time as this election process was taking place another vacancy arose which was advertised on 30 September with a closing date 14 days from that date. As there were only 2 candidates for the original vacancy I would like to know if the unsuccessful candidate was offered co-option onto the committee for the second vacancy (which arose before the election) and if not, why not?

'As I understand it, in the final event, a candidate who missed the deadline was co-opted onto the committee at 3 November meeting. In view of the CALC advice and proposal put forward by Cllr Keeling at the 27 October meeting regarding this late application, that "the Clerk reply to the applicant saying that their application would be welcomed in due course should another vacancy occur but that their present application was submitted too late and unfortunately could not be considered for the reason advised by CALC" – surely this vacancy should have been re-advertised. It's quite possible that there may have been others who missed the deadline but would have assumed that it was too late to apply, which seems to be on which the CALC advice and Cllr Keeling's proposal was based?

'Can you please explain how this situation was arrived at?'

The Chairman told Mrs Anthony that as this matter would not be discussed at this time as the matter was not on the agenda but that she would receive a reply to her questions.

Mr Whitehead spoke about Planning Application PA/01030/F and read the following:

'I wish to bring to the attention of the Parish Council the new luxury £15,000 farm crossover in Pengersick Lane, Praa Sands. Application PA/01030/F for Mark Rowe whose fields for this application have lain fallow for 3 years out of 4.

'We believe this is linked to the future expansion in the Master plan of Haulfryn's Caravan Park and development of the area. We ask the Parish Council to look at all planning issues in the area very carefully and as a whole and not just as isolated applications, as agreed at our meeting with the Head of Planning on 4 September this year.

'The sewage plant at Haulfryn's has been fully installed, in breach of planning control, and without any building control approval whatsoever albeit, that now both are being applied for retrospectively. The plant is in the floodplain and the Environment Agency has required Haulfryn to carry out remedial flood relief work to prevent third party flooding, although they still have concerns about Haulfryn managing the area properly.

'We have instructed solicitors because of what we consider to be serious procedural issues with both the planning department and the site owners, Haulfryn. This has resulted in the planning department withdrawing the application for lawfulness from two planning committee agendas so far.

'We have also had a very informative and productive meeting four-hour meeting locally with the Environmental Agency heads of department at their request. At this meeting we discovered that at the same time the planning application was submitted Haulfryn also applied to the Environment Agency to vary the discharge consent, to remove elements of the UW sterilisation and standby generator requirements. It appears that the Planning Department was not aware of this.

'We have potentially a very serious situation in Praa Sands with the planned expansion of the caravan park – 350 units according to the information on their application for consent to discharger – possibly becoming a larger entity than our village. So far we have the Licensing issue and the sewage situation to deal with and we know there is more to come. We have no local Parish councillor in the village and we believe that the situation will demand more time than John Keeling

will be able to devote to it especially with his other commitments. We therefore ask the Parish Council to consider the representation we require for Praa Sands urgently.'

The Chairman confirmed that Breage Parish Councillors were prepared to support Praa Sands and that he had spent time looking into these various issues.

Mr Hart spoke about Item 7, Bus Shelter, saying that many Ashton villagers supported a bus shelter and that 61 had signed a petition to confirm this. Mr Hart explained that buses were normally late and sometimes did not turn up at all. Many people depend on these buses and have to stand and wait, for sometimes an hour, in the open in the foul weather pouring rain and wind. He felt that the shelter was not a problem for Highways and asked the Council to please consider the request of the 61 people who had signed the petition. He said that there was a danger that people would cross the road to the shelter on the opposite side of the road but that the buses could not be seen very early when they approached and people were then trying to hurry across the road to get back and catch a bus. This happened not just with elderly folk but also with school children. The people who had signed the petition were bus users, parents of schoolchildren and people who work in Ashton. The shelter would probably not give complete protection but Mr Hart felt that anything would be better than nothing and that the reservations of a few were far outweighed by the benefit of a shelter for many.

Cllr Ackland asked for it to be noted that Praa Sands had had 5 recent representatives on the Council and that none had stayed for very long.

Public participation ended at 7.21 p.m.