

# Botus Fleming Parish Council

www.botusfleming.org.uk



## Notice of the Public Meeting of the Parish Council

Members of the Public and the Press are invited to attend all Council meetings

(Public Bodies (Admission to Meetings) Act 1960)

Date: Wednesday 13<sup>th</sup> December 2023

Time: 7.30pm

Location: St Marys Church Hall, Botus Fleming

### To: Chairman & Parish Councillors

Chairman D Edwards

Councillors. M Ellis, M Fletcher, J Oakes, J Robinson, S White, & D Willey (Vice Chairman).

You are hereby summoned to attend the above meeting to consider the items of business.

(LGA 1972 sch.12 para.10(2))

Councillors will be discussing all the items as listed overleaf on this Agenda.

*Christopher Cook (CILCA)*

Christopher Cook

Clerk to the Council

4<sup>th</sup> December 2023

Under the Openness of Local Government Bodies Regulations 2014, any members of the public are allowed to take photographs, film and audio record proceedings and report on all public meetings (including on social media). No prior notification is needed but it would be helpful to let the Clerk know of any plans to film or record so that any necessary arrangements can be made to provide reasonable facilities to report on meetings. This permission does not extend to private meetings or parts of meetings which are not open to the public.

Should you wish to record the meeting, you are asked to act in a reasonable manner and not to disrupt the conduct of meetings by, for example, using intrusive lighting, flash photography, or in asking people to repeat statements for the benefit of the recording. Oral commentary may not be made during the meeting. The Chairman has the power to control public recording, and recording must be clearly visible to anyone at the meeting.

Please be aware that whilst every effort is taken to ensure that members of the public will not be filmed, we cannot guarantee this, especially if you are speaking or taking an active role.

Members of the public will be permitted to speak for a period of 3 minutes. Please note that members of the public exercising their right to speak during Public Questions Time may be recorded.

The Parish Council recommend that any questions for Members should be submitted in writing to the Parish Clerk 24 hours before the Meeting and that responses may be put in writing at a later date.

### Parish Clerk & Responsible Financial Officer

24 Rashleigh Avenue - Saltash - Cornwall - PL12 4NS

Tel. 07523 005414

clerk@botusfleming.org.uk

**7.30pm – Item 1288 below** (Public Bodies (Admission to Meetings) Act 1960 s.1 extended by LG Act 1972 s.100)

**Questions and comments from members of the public (limited to 15 minutes in total)**

This provides an opportunity for members of the public (who are not usually permitted to speak during the meeting except by special invitation of the Chairman) to participate before the start of the meeting by asking questions, raising concerns, or making comments on matters affecting Botus Fleming and Hatt. No decision can be taken during this session\*, but the Chairman may decide to refer matters raised for further consideration. Items of a sensitive nature are not discussed in public and the Council passes a resolution under the above Act

\* Councils cannot lawfully decide items of business that are not specified in the Summons/Agenda (LGA1972 Sch.12, paras 10(2)(b) and Longfield Parish Council v Wright (1918) 88Ch.119

## Agenda | 13 December 2023

### **1287/2023 Chair's Welcome & Announcements**

Health and Safety housekeeping announcement,  
Recording of Meetings – Please notify the Chair if you are intending to record this meeting.

### **1288 Public participation**

### **1289 To receive Apologies for Absence and approve the reasons given.**

(LGA 1972 s.85 (1))

### **1290 Declarations of interest**

Parish Councillors will be asked to make any declarations of interest in respect of items on this Agenda. Items A to C accord with the requirements of the Parish Council's Code of Conduct and Item D accords with the Localism Act 2011 s33(b-e). This does not preclude any later declarations.

A. Pecuniary/Registerable Declarations of Interests – Members must declare an interest, which has been declared on their Register of Financial Interests Form, relevant to this Agenda.

B. Non-registerable Interests – Members must declare non-pecuniary interests at the start of the meeting or whenever the interests become apparent.

C. Declaration of Gifts – Members must declare any gift or hospitality with a value more than £50.

D. Dispensations – Members to consider any written requests for dispensations.

### **1291 To approve and sign as a correct record the draft Minutes of the Public Meeting of the Parish Council held on Wednesday 22<sup>nd</sup> November 2023.**

(LGA 1972 sch.12.para 41(1))

### **1292 Matters arising from the Minutes for report purposes only.**

### **1293 A Report from Cornwall Councillor Martin Worth**

## 1294 Finance

### A Accounts for Payment.

Members are asked to note the following items of expenditure for the month of **December 2023**.

#### Payments Schedule

13 December 2023

Period 9

Date	Payee	Description	BACS	£
13/12/2023	Christopher Cook	Salary	BACS325	290.58
13/12/2023	HMRC	PAYE	BACS326	114.20
13/12/2023	Christopher Cook	Office allowance contractual	BACS327	52.00
13/12/2023	Ally Hill property maintenance	Grass cutting (Nov)	BACS328	290.00
13/12/2023	Christopher Cook	NJC Pay award arrears 1st April 2023	BACS329	166.44
<b>All BACs payment amounts today</b>				<b>£ 913.22</b>

### B Direct bank Receipts & Payments for information

All bank receipts for this period **£0.00** Total receipts 2023/2024 are **£48,872**

Total receipts **Account 1** 2023/2024 are **£26,028**

Total receipts **Account 2** 2023/2024 are **£22,845**

### C Bank reconciliation and Earmarked Funds (EMF) balances at 13<sup>th</sup> December 2023

Current Account Lloyds A/c1 £21,383

Business Reserve Lloyds A/c2 £33,389

Bank Reconciliation balance £54,772

### D Monthly budget monitoring balances at 13<sup>th</sup> December 2023

Refer to Finance report at [www.botusfleming.org.uk](http://www.botusfleming.org.uk)

### E Public Works Loan Board - Loan Statement 13<sup>th</sup> December 2023

Public Works Loan Board - Loan amount outstanding £57,697.68

## 1295 Planning

New Planning Applications – None received

Application link <http://planning.cornwall.gov.uk/online-applications>

Planning Application Decisions – None received

Planning Application – For information – None received

Planning Application received after Agenda has been issued – To be advised

## 1296 Neighbourhood Development Plan & Parish Plan

[www.botusflemingandhattndp.com](http://www.botusflemingandhattndp.com)

## 1297 Recreation Field & Playground fencing

**MOTION: to Resolve that the following expenditure in the sum of £10,131.88 (including Vat) is agreed in respect to the playground fencing installation.**

Lowest quotation accepted from Zaun £7,068.23

+ Vat £1,413.65 (£8,481.88)

Installation by Steve Holman £1,650.00 (no Vat)

**TOTAL OUTLAY (inc.Vat) £10,131.88**

The nearer to the year-end 31<sup>st</sup> March 2024 that BFPC must settle the total outlay Vat costs these can immediately be recovered in April 2024 after use of Reserves to meet expenditure.

The Council finance the total outlay and vire between Accounts using the following Budgets viz-

Grant funding from Aviva	£2,500.00
Big Event A/c1 budget unused	£1,000.00
Community Action Team budget unused	£1,500.00
Projects (Newsletters printing)	£ 500.00 (a budget of £480.00 to remain)
Recreation Field A/c2 (EMF)	£2,500.00 (a budget of £999.00 to remain)
<b>TOTAL FUNDS</b>	<b>£8,000.00</b>
<b>Initial reserves for recoverable Vat</b>	<b>£1,413.65 (£9,413.65)</b>
<b>Reserves to be used 2023/2024</b>	<b>£ 718.23 (10,131.88)</b>

**1298 Councillor Reports (Report A previously circulated)**

- A Asset Audit - Cllr Sally White**
- B Climate & Ecological emergency - Cllr Malcolm Fletcher**
- C BOTHER - Cllr Mervyn Ellis**
- D Parish Noticeboards - Cllr Dave Willey (Vice Chairman)**
- E Councillor co-option - Cllr Dave Edwards (Chairman)**
- F Cornwall Area Partnership (CAPs) - Cllr Dave Edwards (Chairman)**
- G Sunnybanks flooding - Cllr Malcolm Fletcher**
- H Planning Application issues - Cllr Malcolm Fletcher**

**1299 Clerk's items [www.botusfleming.org.uk](http://www.botusfleming.org.uk)**

1299 (i) Budget & Precept briefing note (as distributed to Councillors)

**1300 Correspondence**

**1300 (i) Patients First – future of local healthcare & St. Barnabas**

Hello Martin and Sheila. I know you are both aware that an Action Group has been working on this for most of the year, and now a Vision document has been prepared, attached below. Hilary has been the Group's link with Cornwall Council.

We are now at the point where we are going to be pressing for an early start on implementation. The Mayor is seeking meetings with the Chief Executives of the Integrated Care Board and of the Community Trust to drive this forward. However, our contact at the Integrated Care Board, Dr Andy Sant, has made it clear to us that views from Cornwall Council will be particularly influential at the ICB. So I hope that, once you have read the Vision, you might be able to help take things forward individually and collectively on behalf of local patients.

Of course, we would value your own comments and suggestions on the Vision, and would be pleased if you could pass the document on to other colleagues and friends, etc. If you would like to meet to go over the Vision, please let me know.

**1300 (ii) Analysis of Hatt to Carkeel Walk V3 (Landulph PC)**

**1300 (iii) Are you ready for weekly food waste Poster**

**1300 (iv) Please can you address this serious matter relating to the current planning application for the new dwelling at Villaton Barton.**

The scheme was recently reviewed at very short notice by Botus Fleming Parish without anyone being informed.

Crucially, this was done without the full application information - most importantly the clients Statement Of Need which is fundamental to the proposals.

I have attached this for the benefit of the BFP Clerk.

We also should have been notified when the scheme was due to be reviewed at the Parish meeting because the clients wanted the opportunity to attend and again put their specific case forward briefly.

We do not believe that proper procedures have been carried out and this has resulted in a negative view being taken by the Parish simply because they did not know the full picture and facts to base their judgement on.

I understand that the next BFP session is 13th December and agendas sent on 6th.

Under the circumstances, it would seem entirely fair to have the application represented on that date.

**1300 (v)** Good morning, Christopher,

There's not too much more I can add following my original response to the architect. I would suggest that it is at the Parish Councils discretion as to whether they feel it necessary to revisit the application at the next meeting but as per my previous email there is no obligation to do so.

Please also be mindful of the consultation deadlines, I would ask that if you are minded to reconsider this application please discuss this with me of this so we can discuss amending the consultation deadline date.

**1300 (vi)** Good Morning Christopher,

Following our telephone conversation yesterday I would like to elaborate on our case. I believe our Agent/Architect, Richard Atkinson, has now sent you copies of the personal statements made by myself and my son (the applicant). Just to be sure, I have attached a link to the statements, below.

I have also posted a comment through the Cornwall Planning Portal in response to the Parish Council comments. This consists of the following statement:

*I write as one the intended occupants of the proposed ancillary accommodation at Villaton Barton. My son Martin Pim-Keirle and his family have generously invited my wife and I to take up residence much closer to them, so that as old age progresses, and in the event of any marked decline in our health and well being, they will be on hand to take care of us. This seems to me to be a much better solution for all concerned than relying on state aid to provide nursing care should it ever be necessary.*

*I have noted the comments made by Botus Fleming Parish Council and would like to make the following observations:*

*1) The Council appears to believe that the proposed development lies outside the curtilage of the existing property. That is definitely not the case. The existing barn and proposed development lie well within the curtilage of Villaton Barton*

*2) With regard to access and passing places, we already visit to see our grandchildren several times a week, so if we were living there then this would see an overall reduction in traffic, not an increase.*

*3) Regarding the Annexe, as suggested by the Planning Officer in our pre-application. As part of the current application my son and I have both written personal statements, which should have been delivered to the Parish Council as part of the application. I believe these statements suitably address the issue of the size of the proposed development and the reasons for providing two bedrooms.*

*4) We would be more than happy for any grant of application to include a clause forbidding the sale of this ancillary accommodation separately from the main dwelling house in perpetuity.*

With this in mind, I would like to respectfully ask the Parish Council to please consider our application again, in the light of this extra information. Should you agree to this, and be able to incorporate it into the next Parish Council meeting on December 13th, then my son would most certainly wish to attend this to state our case in person, and be available to answer any questions you may have.

Thank you for your help and patience in this matter.

**1300 (vii)** Thank you XX / XX

That is a very clear and concise response based on the factual reasons for the proposed development.

We trust that these will now be reviewed thoroughly by the BFP members with full knowledge.

**1301 Date of next meeting.**

The next Meeting of the Council will be the **Public Meeting** on Wednesday 24<sup>th</sup> January 2024 at 7.30pm at the St. Mary's Church Hall (covid safe).

**1302 End of meeting**