

Penybont and District Community Council

You are summoned to attend a Council meeting of the Penybont and District Community Council to be held on **Wednesday 10th February 2021** commencing at **7.30pm online via Zoom.**

Geraint Evans
Clerk to Community Council
3rd February 2021

Geraint Evans

1. Apologies for Absence

2. Declaration of interest:

Reminder to members. A personal Interest is also a Prejudicial Interest because under the objective, public perception test (Para 12(1) of the Members' Code of Conduct) where you have a personal interest in any business of your authority you also have a prejudicial interest in that business if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice your judgement of the public interest. Forms available from the Clerk

3. Minutes

To authorise the Chairman to sign minutes of the previous meeting of the Council held on the

- 13th January 2021

4. Clerks update

5. County Councillors Report

6. Planning:

Nil

7. Community Projects

Updates

8. One Voice Wales- Suspended

9. Approval of Finance Regulations 2021 (copy of website)

10. Approval of Standing Orders 2021 (copy on website)

9. Finance

- Expenditure to authorise

UBE	Annual/Closing Web Site	£166.20* ¹
Mr Malvern	Annual/Closing Web site maintenance	£70
Mr Evans	Annual Sub to Zoom	£103.96*
Mr Evans	Safelincs renewal of Charge-Pak for defib @ Penybont	£77.50*

¹ Inclusive of VAT to be reclaimed

Penybont and District Community Council

Mr J Elliot	Media Films, Heritage Fund	£800
Dr Botting	Audio and worksheets, Heritage Fund	£400

10. Correspondence

- Cc M.Weale- mud on road j/w Hendy wind farm

11. Public Discussion Time²

12. Hendy Wind Farm (ongoing item agenda)

- **Date of next meeting: 10th February 2021**

Public Attendance and Involvement at Community Council Meetings

1. Members of the public are entitled to attend Community Council Meetings except when the Council has something of a confidential nature to discuss.
2. Members of the public have no automatic right to speak at Community Council Meetings
3. Penybont and District CC have allocated a space at the end of meetings when members of the Public are invited to raise matters for the Community Council to consider as items to be put on the Agenda for their next meeting.
4. Members of the public who bring other matters to the attention of the Community Council may be listened to at the discretion of the Chair.
5. Members of the public who are told that an item is not relevant to the work of the Council may be told to desist. Failure to desist could mean that the person is asked to leave. Failure to leave the Meeting could result in the Chair adjourning the Meeting and/or calling the Police.
6. The Chair may call upon members of the public who have specialist knowledge on an item being discussed to speak at any time during the Meeting.
7. A member of the public who wishes to speak about an item being discussed and who has something to say that might assist the Councillors may raise their hand to attract the attention of the Chair. The Chair has the discretion as to whether or not to ask the person to speak.
8. Minutes will record only the actions of the Council and Agenda items from the public that the Council have agreed to include on the next meeting's Agenda.
9. A certain informality has crept into our meetings and, while members of the Council would like this continue, it is important that we as a Council and that members of the public are clear about the terms of reference that apply to how the meetings may need to be conducted.

Penybont Community Council is inviting you to a scheduled Zoom meeting.

Time: Feb 10, 2021 19:30 PM London

Join Zoom Meeting

<https://us02web.zoom.us/j/84120114511?pwd=VDZEcFc1MWlDSGYyS04reTV3SXNDZz09>

² Standing Orders 2.15C

**Minutes of Ordinary Meeting of the Council held on Wednesday 13th January
2021 online conferencing using Zoom at 7.30pm.**

PRESENT: Cllrs D.Turner (Chair);A.Willemsem D.Lyall ;A.Lawrence; L.Watkins

Others: County Councillor Martin Weale

Apologies: Cllr J.Ingram

Absent: Cllr D.Baylis

Declarations of Interest: Cllr A.Lawrance, Hendy Wind Farm Ltd. Left meeting 2100hrs

PD/0001/21 Minutes

To authorise the Chairman to sign minutes of the previous meetings of the Council held on the

- 9th December 2020

Proposed to accept: Cllrs D.Lyall;A.Lawrence, Unanimous

PD/0002/21 Clerks update

- Llandegley A44 opp entrance to Hendy wind farm, PCC inspected and undertook a cleaning agenda.
- Matters of concern relating to the position of the new 50mph road sign had been covered in the letter attached.

PD/0003/21 County Councillors Report

Reported that he had inspected the Hendy junction road site and arranged for the cleaning by PCC. Cllr Willemsen reminded the council that this matter is the responsibility of Hendy Ltd, being part of their planning conditions and the costs should not be born by the local rates. CC Weale agreed and would investigate the matter in the future.

A major centre for the for mid Wales for the inoculation of COVID-19 19 is to be located at the Royal Welsh Show Grand.

PD/0004/21 Planning:

None

PD/0005/21 Community Projects/Issues: Partially suspended during the public restrictions

- **Heritage Grants.**
- Matters are proceeding with an extended deadline of 1st May, the matter of the appropriate platform to use in this project, will be taken further with the project director.
- **Children's Play Area**
The Chairman informed the council that the grant application to create a play area was turned down. However, he had a surplus supply of willow which could be used to create a play tunnel. Thus, enhancing any future applications. It was agreed before any substantial projects go-ahead, there will be a need to take legal advice on matters relating to ownership/liability.

PD/0006/21 One Voice Wales
Still suspended

PD/0007/21 Finance

- **Annual Budget 2021/22**

Councillors are required to set a budget ¹ outlining its spending in various categories for the forthcoming financial year.

As a general advice to the council, it would be that provided the council has worked out a budget for the forthcoming year, (allowing for ongoing commitments, inflation, and new projects) it would be reasonable to set a precept that it is needed to fulfil those requirements. In doing so, regards should be given to the level of balances of the unallocated reserves that could contribute towards project costs, if that was an appropriate consideration. Each expenditure heading should be considered in isolation, necessary and proportionate.

It was proposed and seconded that Powys Council County will be advised that the precept request for Penybont & Llandegley will be £30.76 for the financial year of 2021-2022. Cllr D.Lyall/L.Watkins...Unanimous

- **Report from BDO, Government Auditors for 2019-2020**

Councillors were supplied with a report copy. An adjustment on two figures were required and the audit declaration be completed. The council not withstanding the above to be completed received a 'qualified' report from BDO.

Proposed that the RFO endorsed by the chairman be amend the Annual Return Cllr D.lyall/L.Watkins Unanimous

- Appointment of Internal Auditor 2020/21
Mrs T.Price was appointed as internal auditor.

- **Expenditure**

Geraint Evans	Annual Wage 2019/20	£1000
Geraint Evans	Annual Sundry Expenses	£160.59
JP Botting	Heritage Costs	£400
BDO	Annual Account Charge	£304.25
MA Williams	Honoraria for monument gardens	£100

¹ Accounts & Audit Regulations 2005

Open Spaces	Annual Subscriptions	£45
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It is proposed to pay the above expenditure. Cllrs D.Turner/A.Lawrence Unanimous

PD/0008/21 Correspondence.

- PCC new speed limits- Noted
- Mr Hulse
 - i. Planning Application Reference:20/1742/RES- resolved 9th December 2020
 - ii. Speed A44, incorrect signs & locations- Reports from PCC attached.
- Sian Barnes – Common Land Consent Noted
- PCC re mud on road at Hendy Windfarm see response from County Councillor

PD/0009/21 Public Questions

Mr Hulse queried the project of a play area on private land and the liability for the council. As previously discussed the council will undertake a full legal consultation.

Mr Hulse raised the point of a speed reduction of only 60mph to 50mph, whilst at another location nearby has been reduced from 60mph to 40mph. County Councillor informed the council that this location the road is in a poor and unsafe condition for speeds of 60mph. Until major road repairs have been undertaken by Welsh Government, the safe speed is 40mph.

PD/00020/21 Hendy Wind Farm (Cllr Lawrance left the meeting 2100hrs)

Cllr Willemsen raised the non-responses from Powys Planning for several months. Clerk to accumulate all outstanding matters. CC Weale has requested to be copied in to support the council's action.

Meeting concluded at 2100 hrs

Next meeting will take place on the **10th February 2021, 1930hrs** via zoom, access below.

Geraint Evans is inviting you to a scheduled Zoom meeting.

Topic: Penybont Community Council

Time: Feb 10, 2021 07:30 PM London

Join Zoom Meeting

<https://us02web.zoom.us/j/84120114511?pwd=VDZEcFc1MWIDSGYyS04reTV3SXNDZz09>

Appendix

You forwarded this message on Wed 06/01/2021 11:58

Tony Caine

Wed 06/01/2021 11:45

Hi Gareth

Normally repeaters are placed in accordance with the guidance from the Traffic Signs Manual, which the table below is likely to be from. However technically the legal document, the Traffic Signs Regulations and General Directions 2016 does not require repeaters so technically the limit would be enforceable. The debate would be whether a court considers the lack of repeaters sufficient excuse so as a driver would not be able know what the limit was. They may quash a fine if they considered not following the guidance of TSM raises sufficient doubt.

I have copied Jo the Area Engineer to advise on the signing of the limit here.

Regards

We are unable to change now without going through the whole process again which we as an authority are unable to. We looked at the plan of the area and chose the most appropriate locations for the extents and I am sure the Community Council were happy with that.

We have to be careful when setting speed limits and where they are should match a change in the road environment so that drivers can understand why the limit is there and then hopefully respect that limit. If we push the limit out further people may not make the connection of the change with the environment and then it's impact where you need it is lost to some extent.

