

Penybont and District Community Council

You are summoned to attend a Council meeting of the Penybont and District Community Council to be held at 7.30pm Tuesday 12th September 2023, in main hall of Penybont Community Hall. A technical fault prevents online participation.

Geraint Evans
Clerk to Community
Council
6th September 2023

- **Apologies for Absence**

- **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.

- **Minutes.**

To authorise the Chairman to sign minutes of the previous meeting of the Council held on the: -
14th July 2023

- **Clerk's Update**

- Rhos Swydd (Penybont Common)

- **County Councillors Report**

Planning – for information

- 23/1025/HH Wide Open, Penybont, LD1 5TY – Erection of garage.
- 23/1116/Ful, Spring Rock, LD1 5UE – Erection of storage shed/maintenance, and associated works.
- Planning Enforcement Case: USE/21/0246 - Land Adjacent to Penybont Bridge, Penybont. Planning reply.
- 23/1178/Ful, Hendy Wind Farm, Revision of access track between Turbines 5 & 6, surface water management plan

Penybont and District Community Council

- **Community Issues Raised or Ongoing**

- Memorial Bench seat
- Defibrillator Course/Maintenance
- Heart of Wales Geopark.
- Community Hall-broadband
- Speed sign to 20MPH
- Speed sign in Llandegley footings unsafe for stepladders.
- Footpath sign at Llandegley requires re fixing.

9. One Voice Wales

10. Finance

- To authorise

14/7/23	Recycled Furniture	Community Bench Seat	£408.00*
1/8/23	Mr G Evans	½ year salary	£1117.50**
1/8/23	Mr G Evans	½ year home costs	£156.00
19/8/23	Mr G Evans	Land Registry Search	£39.90
*=VAT to be reclaimed **= Liable to PAYE			

- Bank reconciliation.

11. Correspondence

- Missing foot path sign.

12. Public Discussion ¹

13. Date of Next Meeting and format **14th November 2023- Hybrid available.**

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.

¹ Standing Orders 2.15C

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
6. 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.
7. 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. Community Clerk/RFO Geraint Evans CiLCA(Wales),01982 551825, Bryn Haul, Cwmbach Llechrhyd, LD23RP. Penybont.district@hotmail.co.uk WWW.penybontcc.co.uk

Minutes of Ordinary Meeting of the Council held on Tuesday 11th July 2023 at Penybont Community Hall at 7.30pm & Online.

PRESENT: Cllrs D.Turner (Chair);Cllr Lyall:
R.Buften:R.Duggan:R.Watkins;J.Lawrence;D.Bayliss

Apologies:

Absent:

Others: County Councillor Morgan

The council were please to invite Dr Joseph Botting presenting ‘ A case for a Heart of Wales Geopark’. This being an area with an outstanding geological heritage and a strategy to promote that heritage for the benefit of the local community. He had identified an area from Builth Wells, Disserth, Llandrindod Wells and Penybont and Llandegley, where exciting finds have already been made and subject to local and international interest.

Following this presentation (copy will be made available on council web site) the council will put this matter on the agenda for September.

Council business commenced at 2010 hrs.

PD/037/23 Declarations 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

- Cllr D. Turner declared in item PD/031/23

PD/038/23 Minutes

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

- 9th May 2023, (amendment raised by Cllr Lawrence – made).
Proposed to accept Cllr Lyall Unanimous

PD/039/23 Clerk's update:

- Under planning

PD/040/23 County Councillors Report

Roundup of the current County Council of meetings and events attended given. Further meetings to include:

- Schools-over spend relating to heating costs.
- Bute Energy relating to Community Funds
- Refuse collection – improving still under staffed.

PD/041/23 Planning:

- Nil current applications
- Cllr D.Lyall raised the matter of an enforcement notice upon building works at Land Adjacent to Penybont Bridge, Penybont.

Compliance of the enforcement ran out on 22nd June 2023. However further building works appear to be carrying on. Clerk to write to the Planning Enforcement Officer.

- Update: Rhos Swdd, Change of use on Common Land. The Clerk undertook a search of Land Registry where it can be seen a premises has extended their property into the Common Land. Clerk will seek to contact Common Landowners and establish whether consent has been given and whether planning authority was obtained for 'change of use'.
- Cllr Lyall raised the concern over what was meant by the 'General Dispensation dated 9/12/22 relating to 'Renewable Energy'.

PD/042/23 Community Projects/Issues:

- **Community Church Seat**

Councillors were shown a variety of types and materials for a community bench seat. **Proposed** Cllr D Turner recommended the two-seater, recycled plastic bench would be in keeping with the location. Unanimous.

PD/043/23

Cllr Watkins reported that with these meetings being face/face and in different locations in Powys he was unable to attend because of work commitments and it was best for the council to stand down. Until a replacement is found the Clerk will circulate their minutes and deal with any issues locally via email

PD/044/23 Finance

13 May 2023	Land Registry search G Evans	£14.95
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- Cllr Lawrence raised the allocation made in the precept 2023-24 for funds which were available to the Kings Coronation celebrations. The anticipated application did not take place. *‘What will the council be doing with the surplus funds’?* The RFO advised councillors the funds will be held in reserved funds until January 2024, when councillors will be asked how the future use will be made of them.

Proposed for payment Cllr Watkins, Unanimous

PD/045/23

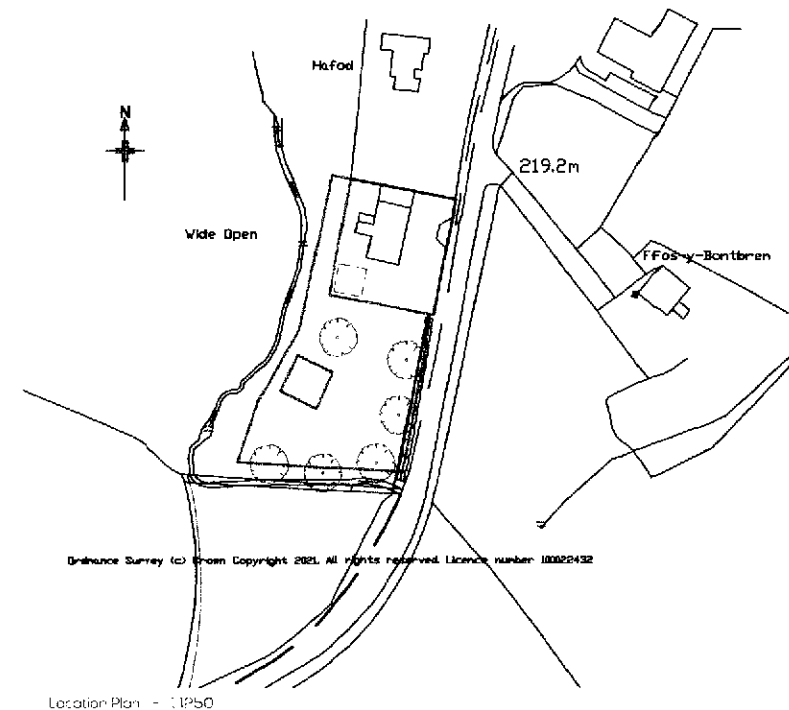
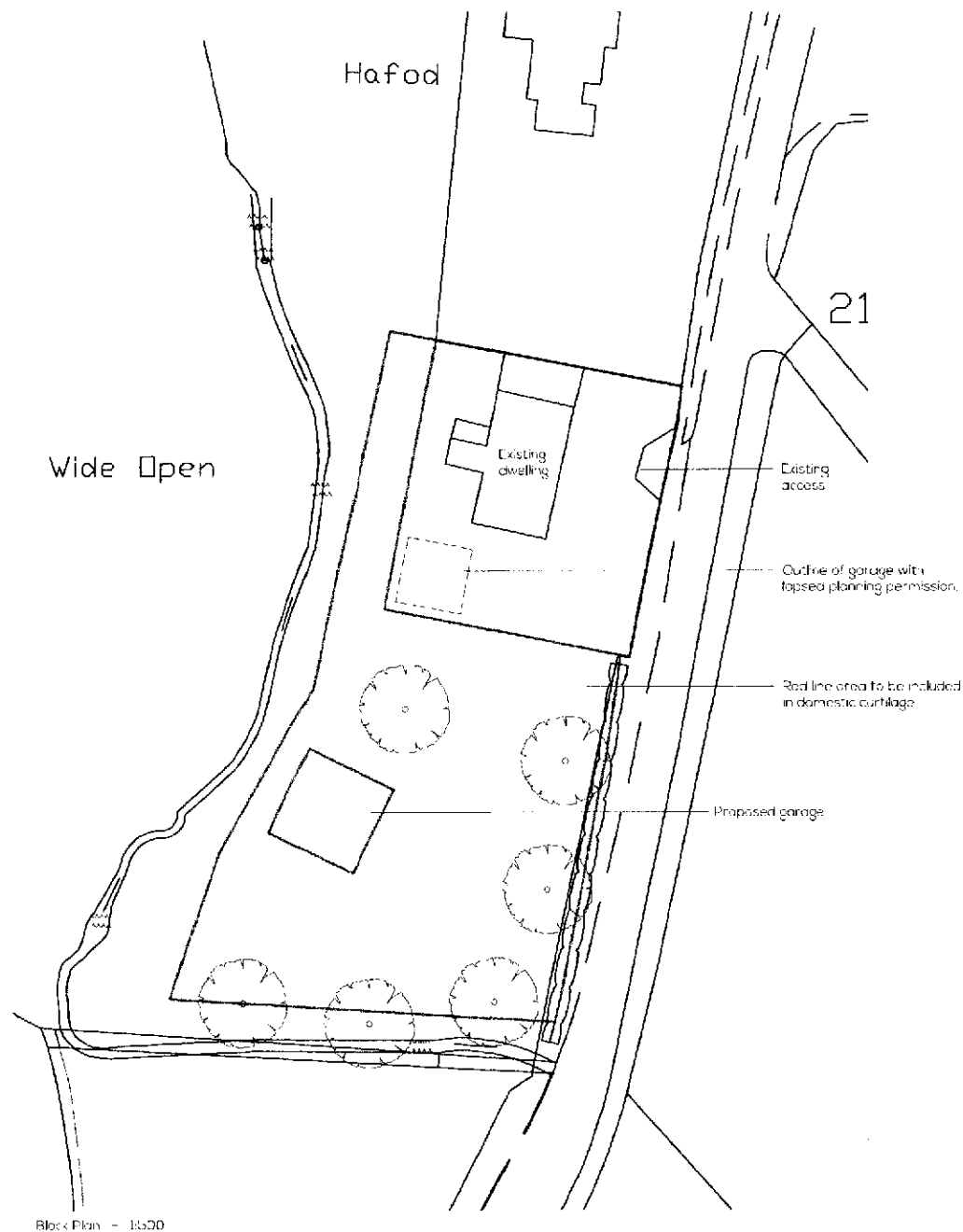
Correspondence

Information only emails received by Clerk, circulated.

PD/046/23 Public Discussion

- Mr Hulse raised a concern over grass verge cutting by PCC, it that left leave the grass areas around lower signs where the grass growth obscures them. Clerk to notify PCC.
- Following the presentation from Dr Botting, would the council ask him whether he or his group are monitoring the path of the Bute Energy pylons and any destruction they may cause.
Clerk to write.

PD/047/23 Date of Next Meeting at Penybont Community Hall 12th September 7.30pm- Hybrid available.



Key

- - Existing tree
- - Existing hedgerow

External Lighting

In order to avoid any unnecessary disturbance to bats in the future, any external lighting to be installed should:

- use light emitting diodes (LED) luminaires
- have a warm white spectrum (2700K Kelvin (degrees colour temp))
- have peak wavelengths higher than 550nm
- be set on motion-sensors
- use short duration (e.g. one minute) timers
- not be in the vicinity of, or shine towards, bat roost openings
- not shine towards (the) roof structure(s)
- not be in the vicinity of, or shine towards, boundary vegetation

Biodiversity Enhancements

Two Woodcrete bird box with 28mm access should be installed into a nearby tree at least 2m from the ground.

This drawing is a plan view of the property and should not be used for any other purpose. It is not a site plan and should not be used for any other purpose. It is not a site plan and should not be used for any other purpose.

Extension of Domestic Curtilage and Creation of Garage, Wide Open, Penybont, Llandudno Wills

Block and Location Plans

Scale 1:500 A3

0 10 20

06 / 2023

0280 / 1



Notes:
 1. The site is shown on the map as a green area. The site is shown on the map as a green area.
 2. The site is shown on the map as a green area. The site is shown on the map as a green area.
 3. The site is shown on the map as a green area. The site is shown on the map as a green area.

Proposed Implement Store, Spring Rock, Llandegley, Llanoindod Wells LD1 5UE

Location Plan

Scale: 1:11250

05 / 2023

0268 / 1

Good Afternoon,

Thank you for your email concerning the above which has been forwarded to myself. Gwyn has now left the authority who you were previously corresponding with.

An Enforcement Notice was served by Gwyn previously on the owners of the site. However, the Enforcement Notice was appealed and was upheld by the planning inspectorate. I have attached a copy of the decision for your information.

Given the inspectorates decision on this matter, no further action is being undertaken unless the situation doesn't materially change. This will require a new enforcement case to be registered with the authority.

Regards

Richard Kier Edwards MSc BSc

Uwch Swyddog Cynllunio / Senior Planning Officer

Cyngor Sir Powys / Powys County Council

Ffon / Tel: 01597 827218

E-bost / E-mail: richard.edwards2@powys.gov.uk

County Hall, Spa Road East, Llandrindod Wells, LD1 5LG

*Croeso i chi gysylltu â ni yn Gymraeg. Byddwn yn ymateb yn Gymraeg, heb oedi.
You are welcome to contact us in Welsh. We will respond in Welsh, without delay.*



Appeal Decision

By **A L McCooey BA (Hons) MSc MRTPI**

an Inspector appointed by the Welsh Ministers

Decision date: 18/05/2023

Appeal reference: CAS-02194-Q2H8M9

Site address: Land Adjacent to Penybont Bridge, Penybont, Llandrindod Wells, Powys, LD1 5TY

- The appeal is made under section 174 of the Town and Country Planning Act 1990 as amended by the Planning and Compensation Act 1991.
 - The appeal is made by Mr Ray King and Ms Sharon Mayglothling against an enforcement notice issued by Powys County Council.
 - The enforcement notice, numbered USE/21/0246, was issued on 6 September 2022.
 - The breach of planning control as alleged in the notice is: on the land without planning permission: the erection of a cabin and use for residential (C3) purposes in the approximate location of a red cross marked on the attached plan and the erection of outbuildings/structures and use for storage purposes in the approximate location of a blue cross marked on the attached plan.
 - The requirements of the notice are to:
 - (i) Cease the use of the cabin as shown in the approximate location of a red cross marked on the attached plan for residential (C3) purposes and remove from the land the cabin and all associated temporary structures and possessions brought onto the land for the purpose of that use.
 - (ii) Remove from the land the outbuildings/structures as shown in the approximate location of a blue cross marked on the attached plan (you may keep on the land any equipment or tools which are used solely in connection with the construction of the dwelling house on the land, granted planning permission under application reference: P/2008/0161).
 - The period for compliance with the requirements is:
 - (i) Nine months after this notice takes effect.
 - (ii) Nine months after this notice takes effect.
 - The appeal was made on the grounds set out in section 174(2) (b), (c) and (f) of the Town and Country Planning Act 1990 as amended.
 - A site visit was made by the Inspector on 14 April 2023.
-

Decision

1. The appeal is allowed and the enforcement notice is quashed.

Background and Procedural Matters

2. The site has a history of planning applications and approvals dating back to 2002. Of most relevance to the current appeal is planning permission P/2008/0161 for a split-level dwelling on the site. The Local Planning Authority accepts that this planning permission was implemented and remains extant.
3. The appeal site is located within the settlement limits for Penybont, as defined by the Powys Local Development Plan. The site is bounded by the A44, the River Ithon and an unclassified highway. Excavations have taken place on the site and temporary fencing has been erected. A parking area and lawn have also been provided. The timber clad cabin has a low ridged roof and is in two parts. It sits on timber posts and has a veranda and decking to the front and side. There is a timber clad building at a higher level near the access.

Reasons

The appeal on grounds (b) and (c)

4. There is clear acceptance that the development alleged in the EN has occurred. The appellants' argument is that the development is permitted development. In these circumstances, I conclude that the correct ground of appeal is ground (c) and the appeal on ground (b) fails.
5. Article 3 of the Town and Country Planning (General Permitted Development) Order 1995 [the Order] grants planning permission for the classes of development described as permitted development in Schedule 2 of the Order. The appellants refer to Part 4 Class A Temporary Buildings and Uses of Schedule 2 of the Order in support of their case. This allows for: The provision on land of buildings, moveable structures, works, plant or machinery required temporarily in connection with and for the duration of operations being or to be carried out on, in, under or over that land or on land adjoining that land subject to planning permission having been granted for the operations. It is a condition that any building structure or works permitted by this Class are removed and the land reinstated when the operations have been carried out.
6. The appellants' statement also refers to permitted development rights under Part 5 of the Order in relation to use as a caravan site in the circumstances referred to in paragraph A.2. These circumstances are those specified in paragraphs 2 to 10 of Schedule 1 to the Caravan Sites and Control of Development Act 1960 [the 1960 Act]. These paragraphs relate to cases where a caravan site licence is not required. The appellants refer to paragraph 9 of Schedule 1, which states:

A site licence shall not be required for the use as a caravan site of land which forms part of, or adjoins, land on which building or engineering operations are being carried out (being operations for the carrying out of which permission under Part III of the Act of 1947 has, if required, been granted) if that use is for the accommodation of a person or persons employed in connection with the said operations.

7. The appellants argue that the caravan is required for a temporary period and once the new dwelling approved under planning permission P/2008/0161 is completed that it will be removed. Reference is made to the response of the Local Planning Authority to a pre-planning application enquiry regarding 2 dwellings on the site, dated 18 April 2019 (Ref: 19/0040/PRE). Under the heading permitted development rights, the Local Planning Authority refers to Part 4 Class A of Schedule 2 of the Order in full. The letter then states: 'In light of the above it is considered that temporary accommodation is allowed, however once the development is complete the temporary structures are to be removed.'

8. Having considered Parts 4 and 5 of the Order in the light of the submissions, I consider that the most relevant provision is Part 5 Use as a Caravan Site, as Part 5 specifically refers to use as of a caravan for accommodation whilst employed on operations that have received planning permission.
9. The Local Planning Authority has not submitted a statement of case or any other comments. The questionnaire response included the Council's enforcement report seeking authority to issue the EN, which does not consider the above permitted development rights or refer to the Local Planning Authority letter of 18 April 2019. The report confirms that a Planning Contravention Notice was served. The appellant's responses to this notice stated that the cabin has been on the site since April 2019 and in use for residential purposes since November 2020. The appeal statement explains that the structures enable the appellants to live on the site whilst working on the site and that this has been confirmed to be permitted development by the Local Planning Authority in writing and verbally.
10. It appears that the cabin is the appellants only residence. It is sited outside the approved siting for the dwelling. Excavation and re-profiling works have taken place on the land to create a platform for the split-level dwelling. Hardcore has been deposited and pegs placed to mark the position of foundations. Some tools were also present and there are secure storage facilities. Whilst the activity on the site has been low key to date, the appellants indicate that there have been ongoing discussions with the Local Planning Authority leading to the submission of planning applications for alternative schemes on the site. I note that the final application was withdrawn in January 2021 and the appellants have relatively recently decided to abandon plans for any alternative and committed to go ahead with the approved scheme under planning permission P/2008/0161.
11. The Council has not supplied any evidence to rebut the appellant's contentions regarding permitted development rights. No consideration of the extent or duration of the ongoing construction activities on the site has been provided by the Local Planning Authority. The evidence is that the accommodation is necessary in connection with building or operations being carried out on the site in connection with an extant planning permission. Of course, if it subsequently transpires that there is no justification for siting the caravan, then the Local Planning Authority would be in position to re-consider whether permitted development rights apply and if necessary, take further enforcement action.
12. The other issue to be considered is whether the cabin meets the statutory definition of a caravan in the 1960 Act. The Council argues that it does not because its construction and design would require significant dismantling in order to move it, therefore failing the test of transportability. I note that the legal definition of a caravan in the 1960 Act, (as amended in the Caravan Sites Act 1968) includes twin unit mobile homes. The appellants' evidence is that the cabin came in two sections that were joined together on site with clamps and bolts and sit onto a wooden chassis. The cabin is not anchored to the ground and could be lifted onto a vehicle to be transported from the site. The timber cladding does not interfere with this in any way or imply any intended permanence. I consider that the dimensions and transportability criteria referred to in the relevant legislation are also met. The Council has not disputed the appellants' submissions. In this evidential context and from my observations on site, I conclude that it appears that the cabin would fall within the definition of a caravan in the relevant legislation.
13. The relevant provisions of the Order allow for a caravan to be provided as temporary accommodation on the site during construction of the dwelling. For the reasons given above, I conclude that the appeal on ground (c) should succeed. As the appeal succeeds on ground (c), there is no need to consider the appeal on ground (f).

Other Matters

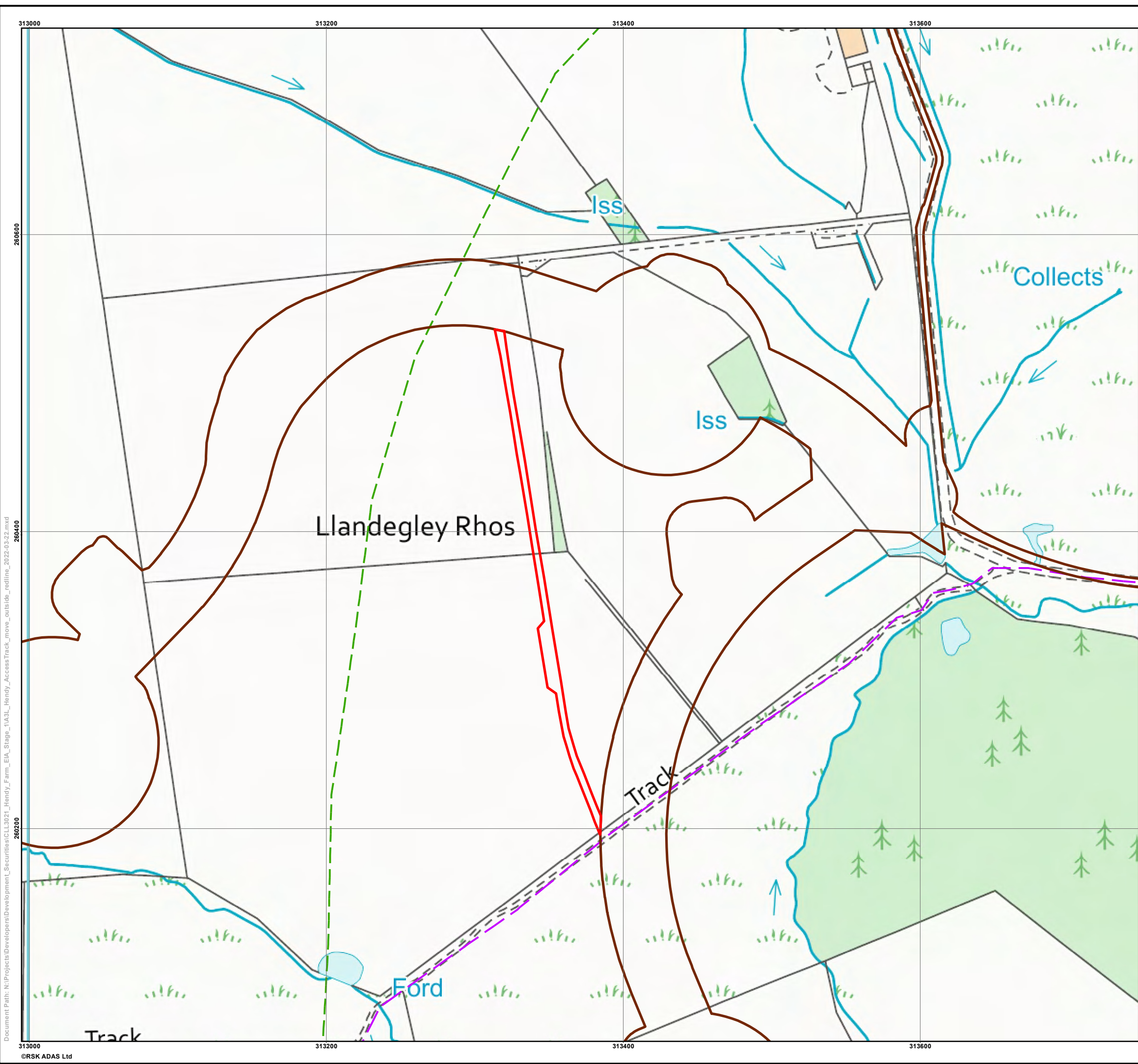
14. The Council's enforcement report addresses whether planning permission should be granted for the development. In response, the appellants have provided a great deal of evidence on the visual impact of the development, compliance with the Local Development Plan policy, flooding and heritage impacts and related matters. Comparisons with the development approved by planning permission P/2008/0161 are also made. The appellants also suggest that a condition could be attached requiring the removal of the structures within 6 months of the first occupation of the dwelling. All of this evidence would be relevant to an appeal on ground (a). However, as no such appeal has been made in this case (or fee paid), this evidence is not pertinent to my consideration.
15. The comments made by the appellants in relation to the Local Planning Authority's enforcement policy and reasons for issuing the EN are also not relevant to the appeal that is before me, which is based on grounds (c) and (f).

Conclusion

16. Having taken all relevant matters raised into account, I conclude that the appeal should succeed on ground (c) for the reasons given above. The EN is therefore quashed.

A L McCooey





INSPECTOR



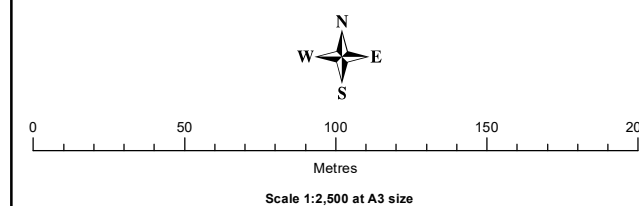
Hendy Windfarm Ltd.

Nr Llandrindod Wells,
Powys

Revised Access Track to Turbines 6 and 7

-  The application site
-  Previously approved application site area
-  Bridleway
-  Byway open to all traffic

Drawn by Tabitha Gibbons 22/03/2022, Verified by Steven Radford 22/03/2022



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ADAS, The Old School,
Stillhouse Lane, Bristol, BS3 4EB
Tel +44(0)1179 471006



1050080 (CEN4157)



Matthew Perry

Pennaeth Prifffyrdd, Trafnidiaeth & Ailgylchu
Head of Highways, Transport & Recycling

Pen-y-bont and Llandegley Community
Council
Bryn Haul
Cwmbach Llechrhyd
Builth Wells
Powys
LD2 3RP

Prifffyrdd, Trafnidiaeth & Ailgylchu
Highways, Transport & Recycling
Cyngor Sir Powys County Council
Neuadd y Sir/County Hall
Llandrindod Wells, Powys, LD1 5LG

Os yn galw gofynnwch am / If calling please ask for:

Enw / Name: William Bevan
Ffôn / Tel: 01597 826000
E-mail / Email: william.bevan@powys.gov.uk
Eich cyf / Your Ref :
Ein cyf / Our Ref : HTR/H3265
Dyddiad / Date: 10 July 2023

Annwyl Syr / Madam

**Ffordd Rhif U1508: Gwaith i osod Pont
Newydd yn Nhrewern Isaf**

Mae'r gwaith i osod pont newydd yn lle'r
un presennol yn Nhrewern Isaf ar yr
U1508 tua 1km i'r de ddwyrain o
Llandeglau wedi'i drefnu ar gyfer mis
Awst a mis Medi 2023. Mae Cyngor Sir
Powys am eich hysbysu am y manylion
isod:

- Bydd y gwaith adeiladu yn dechrau
ddydd Llun 7 Awst 2023 ac rydym yn
disgwyl y byddwn yn cwblhau'r gwaith
o fewn 8 wythnos.
- Byddwn yn cau Ffordd Sirol yr U1508
ym Mhont Trewern Isaf o 14 Awst i 29
Medi i ganiatau'r gwaith i osod pont
newydd i fynd yn ei flaen gyda
mynediad yn cael ei gynnal ar gyfer
cerbydau a cherddwyr ar hyd y gwyriad
dros ffordd dros dro wedi'i hadeiladu
wrth ymyl y strwythur presennol.
- Cyngor Sir Powys sydd wedi
comisiynu'r gwaith a dylech anfon
unrhyw ohebiaeth at Bennaeth
Prifffyrdd, Trafnidiaeth ac Ailgylchu,
Matthew Perry, i'r cyfeiriad ar frig y

Dear Sir / Madam

**U1508: Lower Trewern Bridge
Replacement Works**

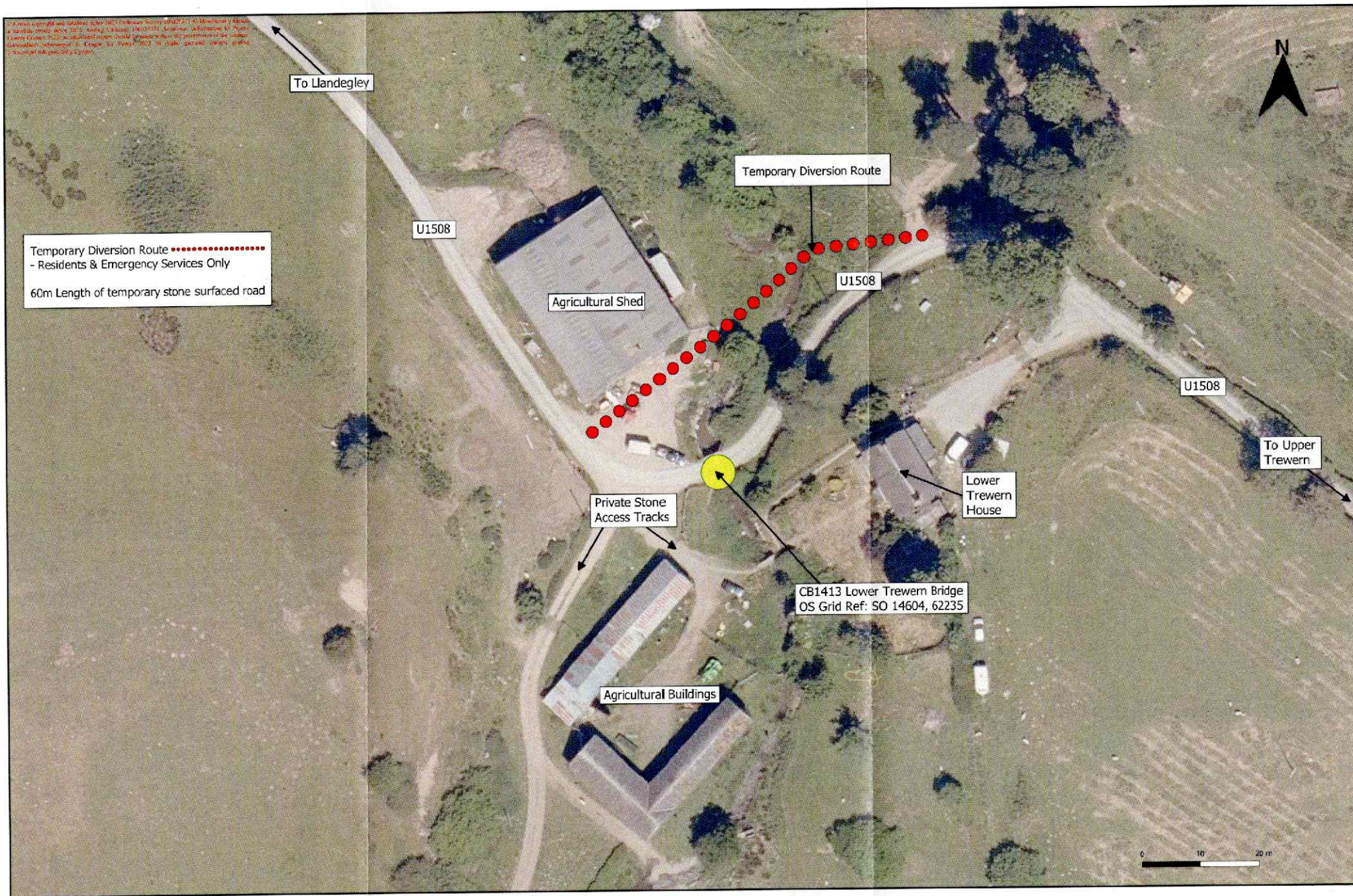
The works to replace Lower Trewern
Bridge on the U1508 approx. 1km
southeast of Llandegley are programmed
to be undertaken in August & September
2023. Powys County Council wishes to
inform you of the following details:

- Construction is due to start on
Monday 7th August 2023 and the
works are scheduled to be completed
in 8 weeks.
- A road closure will be enforced on the
U1508 County Highway at Lower
Trewern Bridge from 14th August to
29th September to allow replacement
of the bridge with access maintained
for vehicles & pedestrians via a
temporary diversion road constructed
adjacent to the existing structure.
- The works are commissioned by
Powys County Council and any
correspondence should be addressed
to the Head of Highways, Transport &
Recycling, Matthew Perry, at the
address on the top of this letter.

www.powys.gov.uk

Croeso i chi gysylltu â ni yn Gymraeg. Byddwn yn ymateb yn Gymraeg, heb oedi.
You are welcome to contact us in Welsh. We will respond in Welsh, without delay.





Arron
Ross Road
Newent
Glos
GL18 1BE
18th July 2023

Vintage Sports-Car Club Welsh Rally 8th October 2023
Penybont & District Community Council

Dear Sir,

The above event is being organised by the Vintage Sports-Car Club in accordance with the Motor Vehicles (Competition and Trials) regulations and the General Regulations of Motorsport UK.

The event is a Vintage Car Rally and will pass through your area. There will be up to a maximum of 60 vehicles and the event covers over 90 miles on metalled roads in Powys.

We are visiting dwellings on and close to the route where the cars have to stop at controls in order that residents are aware that there will be additional traffic on the day of the event. We are also writing to all the Parish Clerks and Community Councils along the route so that they can display this letter on their public notice boards.

Motor Rallies and Trials are permitted through the provisions contained in Section 13 of the Road Traffic Act 1988 and detailed in the Motor Vehicles (Competitions and Trials) Regulations. In seeking authorisation the relevant Police Authorities have been notified in accordance with the legislation.

We would like to take this opportunity to thank all residents and landowners for their co-operation and tolerance during the event.

The event will be starting and finishing in Knighton and cars will be passing through the town at the start and end of the event.

If you require any further information please do not hesitate to contact me as members of the public may well wish to see the cars pass through.

Yours Faithfully

D A Pearce

D A Pearce
Clerk of the Course

Contact Telephone No. 01531 821398

Contact e-mail address = doodpearce1@btinternet.com

Dear Christine

I have notice a few emails relating to your AGM, I was hoping that if there, following elections, you may have an agenda to discuss.

You may be aware the difficulties the council has face there being a change in the legislation requiring them at any meeting, it must be transmitted via the internet.

Following Covid restrictions, the councillors were keen to hold these meetings in public, in the hall.

You ceased to provide internet access, which has left the council in a difficult position. I agreed, by supplying my own equipment and internet connection for a period of 1 year to evaluate the cost and use by residents, in councillors holding their meetings in public.

With just 3 meetings of the evaluations left, so far, just 2 members of your community have logged on to listen to the meetings, with just three attending the hall.

The costs this year during the evaluation has been £119.00, for meetings to continue in the hall, that sum charged against the community in their rates, it will be approximately an additional charge of about £1500 for 2024/5.

Alternatively the councillors could revert to online only meetings at the cost of only £119.00.

In order that I am in a position in November and January to advise the council, is it the intention of the hall committee to install broadband?

Regards

Geraint

Clerk

Good afternoon Geraint,
I answered a similar question that you asked on this subject on 10 08 22 and I'm afraid our position has not changed...

As we have continued to have no requests for broadband access - other than for your meetings - and having looked into the cost of providing it, our income from lettings remains insufficient to support the provision of broadband.

Already we have to undertake several fundraising events each year towards the costs of planned as well as unforeseen maintainance and repair issues - such as a recent toilet repair and a water leak in the kitchen - as our income from lettings is only sufficient for core costs.

We cannot afford to take on another significant monthly payment that has limited scope for generating income - which is why our own trial at providing broadband some years ago proved such a disaster for our finances and why it was discontinued.

I know this will be disappointing to the Council, and rest assured that I will bring this up again as an item of Correspondence at our next committee meeting, but I feel it is unlikely that our position is unlikely to change.

Has the Council considered meeting at an alternative venue where broadband is already available? A room at the Severn Arms perhaps, or the Thomas Shop? When we last discussed this issue in our committee it was suggested that an alternative venue would perhaps be the most cost effective way for the Council to meet its legal responsibilities...

Best wishes,
Christine

-----Original Message-----

From: Peter Newman <footpaths@castlehillbooks.co.uk>

Sent: 23 August 2023 11:30

To: Jill Exton <jill.exton@powys.gov.uk>

Cc: info@thomas-shop.co.uk

Subject: Footpath LA1199 Llandegley

The footpath sign at the Southern end of this path in the layby has recently disappeared , uprooted and taken away. SO142620.

Please note this was one of the signs you put in in recent years - do you have a system for dealing with theft , contacting the Police and will it be possible to replace the sign ?

--

Peter Newman Open Spaces Local Correspondent The Old Vicarage Dolau
Powys LD15TH 01597 851685

DRAFT Minutes of the Brecon and Radnorshire One Voice Wales Area Annual General Meeting and quarterly Area Committee meetings that took place at Howey Village Hall at 7.00pm on Wednesday 14th June 2023

Attendance:

Sian Meredudd	-	Llandrindod Wells TC
Nick Pritchard	-	Gwernyfed CC
Mark Hammond	-	Builth Wells TC
Megan Pryce (clerk)	-	Llanwrthwl, Llanafan, ...
Alan Austin	-	Llanwrthwl CC
Angela Yates	-	Old Radnor CC
John Morris	-	Vale of Grwyney CC
Gareth Jones	-	Aberedw CC
Laura Price	-	Llanelwedd CC
Sian Davies	-	Llanelwedd CC
Pauline Hill	-	Glyn Tarrell CC

Alun Harries (AH), Mid Wales Development Officer, One Voice Wales.

ANNUAL GENERAL MEETING

1. Welcome from the Chair

Cllr Clive Easton was unable to attend the meeting due to having recently undergone surgery and Cllr Gareth Jones acted as chair of the meeting.

2. Apologies

Clive Easton	-	Llanwrthwl CC
Barbara Lloyd	-	Glasbury & District CC
Doug Coleman	-	Talgarth CC
Louise Elston-Reeves	-	Talgarth Town Council
Ellen Walsh Boorman	-	Talybont CC
Mike Bugler	-	Gwernyfed CC

3. Declarations of interest

None declared.

4. Election of Chair

AH said that he had received one nomination for the role of chair – from Cllr Alan Austin at Llanwrthwl CC – nominating that Cllr Clive Easton be re-elected. Clive Easton was duly elected as chair.

5. Election of Vice Chair
Hugh Patrick (Ystradfellte CC) the current vice chair has written to the CEO of OVW submitting his withdrawal from this Area Committee. Cllr Sian Meredudd was elected as vice chair.
6. Election of representatives on other bodies
 - a. The National Executive Committee (NEC) of One Voice Wales:
Ellen Walsh Moorman (Policy Committee) and Mark Hammond (Finance Committee) were elected.
 - b. Powys Public Services Board:
The Committee will await further information from the PSB before making any nominations.

MINUTES OF THE QUARTERLY AREA COMMITTEE

1. Welcome by the Chair:

In CE's absence from the meeting Gareth Jones acted as chair of the meeting and he welcomed everybody to the meeting.
2. Apologies

As per above list.
3. Declarations of interest

None declared.
4. To approve the draft minutes of the meeting held on 29th March 2023

The minutes were approved.

5. Actions and matters arising from the above minutes (not otherwise on the agenda)

AA asked for clarification regarding the requirement for so-called hybrid meetings at this level of local authority, as there had been conflicting advice about it received from OVW and Powys County Council. AH said that the legislation was very clear about this and the relevant statutory guidance received from Welsh Government is attached at Appendix A.

6. Chairman's Report (paper attached from Cllr Clive Easton, who was unable to attend the meeting)

Members noted the report (various references to it can be found in these minutes).

7. News and reports of good practice from Councils

SM referred to the climate and environment conference that many members had attended earlier today at Llandrindod Wells. GJ congratulated Llandrindod Wells on playing a crucial role in the success of the conference.

8. Closure of Llanfihangel Rhydeithion School

GJ confirmed that Llanfihangel Rhydeithion and Dolau Schools would both be closing at the end of the current educational term.

9. Reports from bodies on which the Area Committee is represented:

a. The National Executive Committee (NEC) of One Voice Wales:

The next meeting of the NEC is due to be held on the 23rd June 2023 and representatives will report at the next meeting.

b. Powys Teaching Health Board Stakeholder Group:

AH said that he had received the following response:

'There isn't a requirement within primary or secondary legislation for health boards to have a Stakeholder Reference Group. Instead there is a policy requirement that health boards establish local standing orders based on national model standing orders which include the establishment of a Stakeholder Reference Group. Powys Teaching Health Board is not currently compliant with this element of the model standing orders and we continue to keep this under review'.

Adrian Osborne, Assistant Director (Engagement and Communication)
Powys Teaching Health Board, Bronllys Hospital

c. Powys Public Services Board: Hugh Pattrick

In Cllr Hugh Pattrick's absence, AH provided an update and members agreed to await further information from the PSB about any future role it may have for Powys town and community councils.

10. The Wales Air Ambulance Service at Welshpool – Cllr Mark Hammond.

MH provided a verbal update in that two rounds of public consultation had recently been completed but further information was awaited from the WAAS. **A written update is provided separately to these minutes.**

11. Liaison with Powys County Council (Clive Easton)

In response to the concerns of CE as articulated in his chairman's report it was suggested that the interim Chief Executive of PCC Jack Straw could be invited to attend the next meeting of this Area Committee.

ACTION: AH to progress.

12. Freedom of Information request to Welsh Government regarding Wind Farms

The draft letter written by Clive Easton and circulated to members was considered by members. AH said that CE had asked if councils in attendance would be prepared to add their names to the list of signatories of the draft letter and to make any amendments they considered appropriate to the content of the letter.

ACTION: Following discussion it was agreed that the draft letter be taken back to their councils by Area Committee members and considered as requested by CE.

13. Clyro Passif Housing Development – Update

AH is still awaiting an update from PCC regarding statistical information about the Clyro Passif Housing Development.

14. The Finance and Governance Toolkit for Town and Community Councils (Nov 22) – Examples of Good Practice

A discussion took place about the Toolkit and there was a consensus that training was necessary to help councils use it effectively.

ACTION: AH to raise with the CEO and Deputy CEO of OVW.

- a. Builth Wells TC – MH said that Builth Wells has gone through the toolkit in its entirety and had used it to benchmark where the council was in relation to the relevant requirements.

- b. Glyn Tarrell CC – PH said that two councillor had worked alongside the clerk in going through the Toolkit to identify gaps in the work of the council.

15. One Voice Wales Update

- a. The Larger Councils Committee Paper from Sian Meredudd and the minutes have been circulated to all member councils.
- b. AH updated members on the recent appointment of a Communications Officer Emyr John and the advertisement for a Digital Officer.

A discussion followed about what OVW could do to promote the work it does and to raise awareness amongst member councils.

ACTION: AH to report back to OVW

16. Correspondence

- a. Bronllys Well Being Park CLT Ltd - AGM 7pm 29th June 2023
- b. Notes from the Meeting of Representatives of Town & Community Councils with Representatives of Bute Energy and Green GEN Cymru held at The Strand Hall, Builth Wells on Thursday 20th April 2023. Regarding the Plans for Wind Farms and Pylons. Notes prepared by Cllr Jamie Jones, Llandrindod Wells TC and were circulated to member councils on 6th June 2023.

17. Date of next meeting – 7.00pm Monday 9th October 2023 at the Strand, Builth Wells.

APPENDIX A

Excerpt from Welsh Government's Statutory Guidance on the Local Government & Elections (Wales) Act 2021

2. Chapter 2 – Multi-location meetings

2.1. The Local Authorities (Coronavirus) (Meetings) (Wales) Regulations 2020 made temporary changes to meeting arrangements for community councils, allowing meetings to be held virtually (i.e. multi-location meetings) and requiring meeting documents to be published electronically. These changes allowed meetings to continue during the coronavirus pandemic. The changes proved popular and beneficial, so the Welsh Government made them permanent through the 2021 Act.

2.2. Many councils have found that attendance – including from the general public – and productivity of meetings have improved with multi-location meetings. There are also benefits in reducing travel and enabling councillors, members of the public and the press to engage more readily and more conveniently in council meetings.

2.3. Physical meetings should not be seen as representing the gold standard with multi-location meetings being second best. Physical meetings may be convenient and effective

for some who are most used to them – but they may be inaccessible or inconvenient to many.

What are the requirements?

2.4. This section sets out the things that authorities must do in respect of multi-location meetings.

2.5. The 2021 Act requires that all community councils must make and publish arrangements for its meetings to enable people who are not in the same place to meet. Under the arrangements, councils will need to take reasonable steps to allow meetings to be held from multiple locations. If the arrangements are revised or replaced the new arrangements must also be published.

2.6. The practicalities of arrangements were considered carefully and it is important for councils to be clear the minimum requirement is that members are able to hear and be heard by others.

2.7. Examples of this could include:

- All participants are in the same physical location;
- All participants are in the same physical location except one individual who joins from another location e.g. by video or telephone conference;
- Roughly equal number of councillors are present in a physical space and joining through remote means;
- Wholly through remote means where no physical arrangements have been made.

2.8. Whilst physical meetings in the same location are allowable under the 2021 Act, councils must note that the 2021 Act requires that participants (i.e. council members, members of the public and press) are able to join meetings remotely – even if physical meetings are the preferred mode. Councils must publish these arrangements, for example, through standing orders. Councils are not allowed to resolve that all meetings will be held entirely physically. Councils should take reasonable steps to allow people to join from another location.

What should the arrangements consider?

2.9. The arrangements must be relevant to your council. They should be consistent with the Nolan principles of public life, the Code of Conduct for members of community councils and must take account of prevailing public health advice and/or legislation.

2.10. It is suggested that arrangements should cover:

- How a council will determine which meetings will have a physical element (i.e. a council meeting room) and how remote access will work in those cases;
- The venue for physical meetings and (if relevant) the appropriate online meeting platform and/or telephone access. This may require councils to consider the most appropriate venue for future meetings and value for money for any upgrades to infrastructure.
- Meeting attendance, including determining where a member is present and voting procedures;
- Ways of working during the meeting e.g. whether and how to use the chat function where appropriate, managing unruly conduct and voting;

- Arrangements to support other participants (including the public and the press) to be able to access and participate in the meeting. This might include virtual waiting room arrangements to ensure appropriate and timely access; and
- Ensuring the meeting is inclusive and accessible and consistent with any Welsh Language Scheme adopted by the council.

2.11. There is no requirement for meetings to be held in the same way every time it meets.

2.12. The chairing and running of the meetings will be slightly different depending on whether it is fully physical, fully virtual or a hybrid meeting. Arrangements need to adapt as councils learn from experience (i.e. from other councils and their own community) of what works effectively in securing clear, transparent, accessible meetings.

2.13. When deciding which meetings may be held wholly remotely and/or with physical provisions, councils should consider:

- The circumstances of individual councillors and their preference in the way they participate in meetings. Some councillors may wish to join council meetings from another location by default – because they have working or caring responsibilities which make attending meetings in person difficult. Similarly, some councillors may wish to attend in person;
- How members of the public are able to access meetings. There may be very good reasons why individuals are not able to attend in person, but would nonetheless wish to listen to proceedings about decisions which impact their lives. They may also wish to be heard in expressing views on business items;
- The accessibility of the press to hear about, and report on, local stories to enable wider public debate and accountability;
- The range of venues available within reasonable travelling distance. For instance, local schools or other public sector buildings may have infrastructure which makes remote access easier;
- How telephony and other technology can be used to support and facilitate multi-location meetings which is proportionate to the circumstances; and
- Whether arrangements can be adapted to accommodate late requests (e.g. just prior to, or during, the meeting) to join virtually where a meeting had been expected to be physical only, ensuring that the minimum standards are met - where reasonable.

Welsh language

2.14. Although community councils are not subject to the Welsh language standards deriving from the Welsh Language (Wales) Measure 2011, they are expected to uphold the main principle of the Measure and treat the Welsh language no less favourably than English. The community council will want to consider how it could encourage and enable the use of the Welsh language at community council meetings, with the help of simultaneous translation for anyone who does not understand Welsh.

2.15. The Welsh Language Commissioner has provided advice on how to support bilingual working including:

- Bilingual drafting,
- Text translation;
- Using Welsh face-to-face; and
- Holding bilingual video meetings.

Penybont & Llandegley Community Council

Prepared by:

GERANT EVANS
Name and Role (Clerk/RFO etc)

Date:

69/23

Approved by:

Name and Role (RFO/Chair of Finance etc)

Date:

Bank Reconciliation at 31/08/2023			
	Cash in Hand 01/04/2023		4,764.99
	ADD		
	Receipts 01/04/2023 - 31/08/2023		6,375.00
			11,139.99
	SUBTRACT		
	Payments 01/04/2023 - 31/08/2023		858.53
A	Cash in Hand 31/08/2023 (per Cash Book)		10,281.46
	Cash in hand per Bank Statements		
	Petty Cash 31/08/2023	0.00	
	Unity Trust Bank 31/08/2023	10,281.46	
			10,281.46
	Less unrepresented payments		
			10,281.46
	Plus unrepresented receipts		
B	Adjusted Bank Balance		10,281.46
A = B Checks out OK			

Penybont & Llandegley Community Council
RECONCILIATION - Unity Trust Bank

From Accounts	£10,281.46
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Payments not cashed	Add
---------------------------	-----------

Receipts not entered	Subtract
----------------------------	----------------

Statement should be	£10,281.46
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-----Original Message-----

From: Peter Newman <footpaths@castlehillbooks.co.uk>

Sent: 23 August 2023 11:30

To: Jill Exton <jill.exton@powys.gov.uk>

Cc: info@thomas-shop.co.uk

Subject: Footpath LA1199 Llandegley

The footpath sign at the Southern end of this path in the layby has recently disappeared , uprooted and taken away. SO142620.

Please note this was one of the signs you put in in recent years - do you have a system for dealing with theft , contacting the Police and will it be possible to replace the sign ?

--

Peter Newman Open Spaces Local Correspondent The Old Vicarage Dolau
Powys LD15TH 01597 851685