



Enborne Parish Council

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MINUTES

ENBORNE PARISH COUNCIL MEETING IN THE BARN, ADJACENT TO ST MICHAELS AND ALL ANGELS CHURCH, ENBORNE.

MONDAY 23rd JANUARY 2022 AT 7.30PM

Present:

Cllr. Chris Garrett (Chair)

Cllr. Valerie Bolan

Cllr. Peter Tompkins

Clerk: Mrs Kim Lloyd

Ward Member. Cllr. Dennis Benneyworth

In attendance: 4 members of the public.

The Clerk announced that the meeting is being recorded for minute purposes. The recording will be deleted once the minutes are approved.

1. **APOLOGIES**

Cllrs. Sam Dibas and John Leeson sent their apologies.

2. **DECLARATIONS OF INTEREST ON AGENDA ITEMS**

Cllr. Garrett declared a declaration in Item 8 as a trustee of the Parish Field Charity. All Councillors declared an interest in Item 7 as residents of the Parish.

3. **MINUTES FROM PREVIOUS PARISH COUNCIL MEETING**

Councillors **RESOLVED UNANIMOUSLY** to confirm and adopt the minutes for the meeting held on 21st November 2022.

4. **PUBLIC QUESTIONS- UN-MINUTED**

None.

5. **PLANNING APPLICATIONS – APPENDIX 1**

One planning application was considered.

It was raised that this application was approved on the day of the meeting. The Parish Council had no further comments.

6. **FINANCE**

Councillors **RESOLVED UNANIMOUSLY** to pay payments as shown below.

Statement of Accounts

Accounts for Payment January 2023

Expenditure brought forward 22-23 £21,918.21

Payments

Cheque No	Payee	Description	Amount
SO *	Kim Lloyd	Clerk Salary - December	
SO *	Kim Lloyd	Clerk Salary - January	
SO *	Newbury Storage	Newbury Storage - Dec	77.91
SO	Newbury Storage	Newbury Storage - Jan	77.91
BACS	HMRC	Employer/ee QTR 2 & 3 Tax and NI	1004.6

The Budget vs Expenditure table was reviewed to date.

(All above finance documents emailed to members of the Parish Council before the meeting)

7. **PRECEPT 2023-2024**

The Clerk provided advice regarding the estimated end of year balance, reserves and the 2023-2024 running budget. After a full discussion the Parish Council agreed to set a Precept being the same as last year of £8,750. This quantifies as £2.31 per 10/month from £2.28 last year, a 3p increase on a band D household in a parishioners council tax towards their Parish Council.

ACTION: Clerk

8. **INCORPORATION OF THE NEW PARISH FIELD CHARITY**

The parish council received a letter dated 16 March 2006 from the Charity Commission, in response to a communication updating the members of the council, which contained the statement:

“To clarify, as there appears to be some degree of misunderstanding, it is the Parish Council as the Body Corporate which is sole trustee of the charity not individual members or officers of the Council. In effect all decisions relating to the administration of the charity are made by the Council as a body and subsequently implemented by whichever of its member or officers as it chooses, to all intents and purposes those individuals act as a ‘sub-committee’ or ‘working party’ reporting back to the Council.

The situation is further complicated by the fact that a Parish Council can not act as the trustee of a charity whose objects are for relief in need, notwithstanding that this was apparently overlooked or subject to subsequent legislation at the time the 1985 (this appears to be an error as the Order appointing the Parish Council as Trustee was Sealed as an Order dated 23 August 1895 under the Local Government Act 1894 s14(l)) Order appointed the Parish Council as Trustee. To correct matters it would be necessary either to establish an entirely new and independent trustee body, or to consider the disposal of its lands and subsequent dissolution under section 75 of the Charities Act 1993 with the proceeds of disposal and any other remaining funds to be distributed for charitable purposes within the charity’s area of benefit.”

Subsequent minutes of the Council record their struggle to resolve the situation which culminated in a meeting of the Parish Council as trustee of the Poores Allotment Charity on 15 November 2010 which replaced the Parish Council with trustees formed mostly from other local residents. The parish council subsequently collapsed in 2012 due to internal dispute one result of which was to distance the new trustee body from the later Parish Councils, first replaced by West Berkshire Council on 27 June 2013 and handed back to a new Parish Council on 19 May 2014.

There is a very long record of confusion over the relationship between the trustee body and the Parish Council. The basic problem was that the charity was unincorporated so could not own the Field meaning that the council remained legally the corporate trustee. Following a communication from the Charity Commission received 24 February 2015 which was forwarded to the resident trustee body they resigned and the Council

resumed formal management of the parish field. The problem of the conflict of interest between Council and Charity therefore remained unresolved.

To resolve the conflict pointed out by the Charity Commission in 2006 the charity needed to be corporate so it could own the Field and the land needed to be formally transferred to the corporate charity. The Council members as applicant trustees of the new CIO (Charitable Incorporated Organisation) created the Enborne Parish Field Charity (EPFC) and the corporate trustee body decided to replace the Poor's Allotment Charity by the new CIO and transfer Field ownership to the CIO as recorded at its open Council/Charity meeting on 15 November 2021.

The process of transferring Field ownership to the EPFC has now been completed with the Land Registry so separation between Council and Charity is completed and trusteeship is no longer linked with Council membership enabling separate decision making.

9. **TRAFFIC CALMING IN THE PARISH**

Since the last meeting the Clerk reported that she had spoken to Cheryl Evans (Traffic Safety Officer in WBC) regarding ways on how to reduce the speed of vehicle drivers in the parish and her thoughts on buying a smiley/sad face device for the parish.

Following a full Council discussion, it was concluded to ask WBC to carry out further traffic surveys for Enborne Row and Wheatlands Road. Cllr. Benneyworth said he would take this action on to speak with the Traffic Team in WBC.

The Clerk explained that Enborne are registered on the WBC SID portal and after discussion the Clerk will add the names of the Councillors to the portal, this will allow Councillors to carry out a SID operation.

Sadly, no one has come forward to support PC from the public to support a Traffic Calming Group after posting on the villages Facebook page several times.

ACTION: Clerk

10. **NEIGHBOURHOOD DEVELOPMENT PLAN (NDP) / AFFORDABLE HOUSING**

Cllr. Tompkins reported that he and Cllr. Garrett had spoken to a member of WBC regarding NDP. It was demonstrated that an NDP is a very expensive process and a lengthy one, sometimes taking up to 5 years. A referendum is required once the plan is developed and WBC need to endorse the plan.

The benefit is that Enborne parish would have more control of what development happens in the parish. The issue is the amount of time this plan could take and finding volunteers to help. Planning policies are subject to change which could also impact the NDP. Initially Cllr. Tompkins said he will get an estimated cost of what a NDP is likely to cost. It was asked to keep NDP on forthcoming agendas to learn more about them and seek volunteers to come forward to steer a group.

If anyone would like to hear more and are willing to help support a NDP for Enborne, please get in touch with the Clerk.

ACTION: Cllr. Tompkins

11. **LITTER PICK**

Cllr. Bolan reported that the Scouts have moved into the parish and are usually very good at volunteering. It is suggested that the King III Coronation bank holiday Monday 8th May is programmed to be a volunteer day. Cllr. Bolan said she will identify which parts in the parish are the most littered and form a plan, perhaps to be advertised for the 8th May 2023.

ACTION: Cllr. Bolan

12. **CLERK REPORT & CORRESPONDENCE**

12/01 Email from WBC. District Parish Conference - Tuesday 31st January 2023 in the Council Chamber, Council Offices, Market Street starting at 6.30pm - the focus of this conference will be on Planning Services and Neighbourhood Policing. This is also available on zoom.

West Berkshire Local Plan – The statutory Regulation 19 consultation on the Local Plan Review 2022-2039 - Proposed Submission document - will start on Friday 20 January and last for six weeks, finishing at 4:30pm on Friday 3 March 2023. – The Parish Council had no further comments.

09/01 Email from Basingstoke and Deane Borough Council on the Notification of Publicity of the Burghclere Neighbourhood Plan Review.

15/12 Email from Groundwork South. Notification of Tesco Community Grants Groundwork South is a charity managing the Tesco Community grants on behalf of Tesco offering grants from £500-1500.

Thank you from Fair Close Centre (Age Concern, Newbury & District) for the donation of £225.

Thank you from Citizen Advice Bureau for £200 donation.

Thank you from Wash Common Library for the donation for £250.

Email 13/12 from ward member Cllr. Dennis Bennysworth for the Parish Report.

Email 09/12 from WBC. Proposed Newbury & District Service 3 Timetable from Monday 20th February 2023.

Email 6/12 from West Berkshire Council - Adoption of the West Berkshire Minerals and Waste Local Plan

Email 20/12 Clerk reported to WBC the two yellow reflective posts on the turning to East Woodhay off the A343 near the Woodpecker pub to be replaced.

The Clerk received a call from a resident regarding potholes in Wheatlands Lane, the Clerk had reported, along with the resident who then reported back saying that WBC had said that one pothole doesn't need repairing but one other will be repaired in due course.

Email. from the Headteacher of Enborne School, regarding salt treatment of Wheatlands Lane. The Clerk said WBC reported it is a secondary treatment network, and only when frost and ice has been experienced for 72hrs it will be treated.

The Parish Council asked the Clerk to make enquires to WBC for Parish Council to pay for extra salt treatment to Wheatlands Lane.

ACTION: Clerk

13. **COUNCILLORS - ANY FURTHER REPORTS/QUESTIONS**

Cllr. Bolan suggested mugs for the School Children to commemorate the King III Coronation.

All agreed. Cllr. Bolan will contact the Clerk regarding an order.

ACTION: Cllr. Bolan/Clerk

14. **TO CONFIRM 2023 PARISH COUNCIL MEETING DATES**

The following meetings were confirmed.

27 March 2023 – Cricket Club

22 May 2023 – Annual Meeting – Cricket Club

17 July 2023 - The Barn

28 September 2023 – Cricket Club

20 November 2023 – The Barn

22 January 2024 – Cricket Club

15. **MATTERS FOR FUTURE CONSIDERATION**

None.

16. **DATE OF NEXT MEETING**

The date of the next Parish Council meeting is on Monday 27 March 2023 in the Community Room, Falklands Cricket Club at 7.30pm.

APPENDIX 1

Planning Applications, Appeals and Enforcement Notices for consideration at the Parish Council 23rd January 2023 Meeting.

Planning applications can be viewed by members of the public on the West Berkshire Council's website

[West Berkshire Planning Applications On Line Simple Search Link](#)

Planning applications for consideration at meeting

Reference	Type	Location	Description	Observations
22/02915	FUL	Vanners Farm Vanners Lane Enborne RG20 0LB	Section 73a: Variation of Condition 7 (Restoration of Field) of previously approved application 20/00895/FUL: Retrospective in part. Creation of a new access only to serve existing field.	No Comment

West Berkshire Council Planning Application Decisions and Planning Inspectorate Appeal Decisions

Reference	Type	Location	Description	Decision
22/02600	House	Glebe House, Enborne, Newbury, RG20 0HD	Hydrotherapy pool with a shower/ changing room, plant room and lobby. Covered walkway linking the main house area to the pool building. External patio works. Level access throughout.	GRANTED
22/01295	FULD	Site Of Former Cope Hall Skinners Green Enborne	Proposed new self-build, net zero carbon dwelling, improvement of 2no. existing accesses and associated landscaping on site of former Cope Hall residence. Appeal ref. APP/W0340/W/22/3309191	APPEAL
APP/W0340/ C/22/3304292	APPEAL	Land West Of Pumping Station, Enborne Row Wash Water	Change of use of land for 2 Gypsy/Traveller pitches comprising the siting of 1 mobile home, 1 touring caravan, and the proposed erection of 1 dayroom per pitch.	WITHDRAWN
22/01898	House	Vanners Farm Vanners Lane Enborne RG20 0LB	Two storey rear extension to house; change of use of former piggery and stables buildings within the residential curtilage to associated residential accommodation.	WITHDRAWN