

## **ASHOVER PARISH COUNCIL**

Minutes of the Ordinary Parish Council Meeting held in Ashover Parish Hall  
**Tuesday 16 APRIL 2024 commencing at 7.00pm**

### Contents

<b>248/24 Public Speaking</b>	<b>2</b>
<b>249/24 Apologies for absence</b>	<b>2</b>
<b>250/24 Variation of Order of Business</b>	<b>2</b>
<b>251/24 Declaration of Members Interests and Requests for Dispensation</b>	<b>2</b>
<b>252/24 Recording and Filming of Council and Committee Meetings</b>	<b>2</b>
<b>253/24 Exclusion of Public</b>	<b>2</b>
<b>254/24 Minutes</b>	<b>2</b>
<b>255/24 Planning</b>	<b>2</b>
<b>256/24 Derbyshire County Council (DCC) Consultation</b>	<b>4</b>
<b>257/24 Parish Maintenance</b>	<b>4</b>
<b>258/24 Tennis Coaching</b>	<b>4</b>
<b>259/24 Speed Indicator Devices and A632 safety</b>	<b>4</b>
<b>260/24 River Amber</b>	<b>4</b>
<b>261/24 Health &amp; Safety</b>	<b>5</b>
<b>262/24 Climate Change/Biodiversity</b>	<b>5</b>
<b>263/24 News Items</b>	<b>5</b>
<b>264/24 Future/New Projects and Events</b>	<b>5</b>
<b>265/24 Car Park Access</b>	<b>5</b>
<b>266/24 Clerk's Report</b>	<b>6</b>
<b>267/24 Section 137 and other grant applications</b>	<b>6</b>
<b>268/24 Internal Audit Report 2023/2024</b>	<b>6</b>
<b>269/24 Annual Governance Statement 2023/2024 Section 1</b>	<b>6</b>
<b>270/24 Annual Governance Accounting Statement 2023/2024 Section 2</b>	<b>6</b>
<b>271/24 Annual Statement of Accounts 2023/2024: Receipts &amp; Payments</b>	<b>6</b>
<b>272/24 Administration</b>	<b>7</b>
<b>273/24 Monthly Financial Report</b>	<b>7</b>

### **PRESENT**

Councillors E Willmot (Chairman), R Fidler (Vice-Chairman), J Cook, J Daykin, S Dronfield,  
Mrs R Early, E Hayward, Mrs L Hunter-Bott, C Miller, M Thomas  
NEDDC Councillor Mrs H Wetherall  
S. Atkinson (Parish Clerk)  
Members of the Public – 2

### **248/24 Public Speaking**

A member of the public highlighted the 'Tupton Pride' event to be held 01/06/2024, details available on the Tupton Community Group Facebook page.

NEDDC Cllr Mrs H Wetherall updated Members on planning applications, Mayoral Election and a community action group report on the A632.

Crime figures for February 2024 were not available on the Wingerworth & Rural SNT website.

### **249/24 Apologies for absence**

An apology for absence was received from DCC Councillor B Lewis.

**Noted.**

### **250/24 Variation of Order of Business**

There was no change in the order of business.

### **251/24 Declaration of Members Interests and Requests for Dispensation**

A declaration of interest was received from Cllr E Willmot agenda item 9(j) Car Park Access. No dispensation requests were made.

**Noted.**

### **252/24 Recording and Filming of Council and Committee Meetings**

Members of the Public and Councillors were reminded that:-

The right to record, film and to broadcast meetings of the council, committees and subcommittees is established following the Local Government Audit and Accountability Act 2014. This is in addition to the rights of the press and public to attend such meetings.

Meetings or parts of meetings from which the press and public are excluded may not be filmed or recorded. Members of the public are permitted to film or record meetings to which they are permitted access, in a non-disruptive manner.

**Noted.**

### **253/24 Exclusion of Public**

To determine which items, if any, on the Agenda should be taken with the public excluded. If the Council decides to exclude the public it will be necessary to pass a resolution in the following terms:

- "That in view of the confidential nature of the business about to be transacted, to consider a resolution to exclude the press and public from the meeting in accordance with the Public Bodies (Admissions to Meetings) Act 1960, s1, in order to discuss the item."

**No items were taken in exclusion.**

### **254/24 Minutes**

It was proposed and seconded that the Minutes of the Ordinary Parish Council Meeting held 19 March 2024 are approved as a correct record.

**Resolution: That the Minutes of the Ordinary Parish Council Meeting held 19 March 2024 are approved as a correct record.**

### **255/24 Planning**

Application Number: 23/00985/FL

Proposal: Proposed change of use from offices and stables to a dwelling house (Private Drainage System) (Affecting Public Right of Way)

Address: Land and Building to the East of Woodside Gin Lane Ashover

Applicant: Mrs Gillian Beighton

Case Officer: Steven Wigglesworth

**Comments: Ashover Parish Council would prefer to see FP93 remain open, unobstructed and on its legal alignment and fully supports the comments submitted by Derbyshire County Council Rights of Way and The Ramblers Association.**

Application Number: 24/00029/FLH

Proposal: Proposed new garage outbuilding and proposed extension of an existing outbuilding on site (Affecting the setting of a Listed Building) (Affecting a public right of way) (Amended Plans)

Address: Jetting Cottage Fallgate Milltown Ashover

Applicant: Mr Matthew Guest

Case Officer: Curtis Rouse

**No comments**

Application Number: 24/00206/FL

Proposal: Agricultural livestock shelter

Address: Barn North of Red House Farm at the corner of Holestone Gate Road and unnamed Road Ashover

Applicant: Mr J Lomas

Case Officer: Steven Wigglesworth

**No comments**

Application Number: 24/00243/FLH

Proposal: Demolition of outbuilding and erection of two storey side extension and single storey rear extension, including provision of Klargester Bio-Disk package treatment sewage plant.

Address: Cupola Belland Lane Stonedged Ashover

Applicant: Mr Steve Ashley

Case Officer: Curtis Rouse

**No comments**

Application Number: 24/00249/FLH

Proposal: Proposal is to remove conservatory at the side of the house and replace with a single storey side extension and timber pagoda (Conservation Area) (Affecting Setting of a Listed Building)

Address: 3 Yew Tree Close Ashover Chesterfield S45 0BP

Applicant: Mr Ben Burgess Brailsford

Case Officer: Curtis Rouse

**No comments**

Application Number: 24/00220/FLH

Proposal: Construction of single and two storey rear extension

Address: 2 Stubben Edge Lane Littlemoor Ashover Chesterfield

Applicant: Mr Benjamin Heginbotham

Case Officer: Curtis Rouse

**No comments**

Application Number: 24/00253/FL

Proposal: Erection of a self-build dwelling plus associated hard and soft landscaping

Address: Fall Hill Quarry Hockley Lane Ashover

Applicant: Mr and Mrs Paul and Kathryn Kennedy

Case Officer: Graeme Cooper

**Comments: The Ashover Parish Neighbourhood Plan does not support this application under Policy AP2 as it sits outside the Settlement Development Limit. However, it was noted by Members that the proposal is supported under section 84e of the NPPF and that this may override the Neighbourhood Plan.**

Members discussed the merits of meeting with a senior planning officer from NEDDC to discuss planning issues, procedures and policies.

**Resolution: That the Assistant Director of Planning for NEDDC is invited to speak with Members on planning matters.**

### **256/24 Derbyshire County Council (DCC) Consultation**

Members considered a Traffic Regulation Order (TRO) proposal to extend the 30mph speed limit in the village of Ashover. The proposal would provide a 30mph Speed Limit to cover the built-up environment of the village. This would include moving the existing speed limit on Malthouse Lane to include Hill Road to its junction with Hill Top Road, introducing a speed limit on Hillside 175 metres east of its junction with Hill Road and moving the speed limit on Milken Lane further east, to include a section of Hardmeadow Lane, 82 metres east of its junction with Milken Lane.

DCC consider that the proposed changes are consistent with the County Councils Policy and circular 01/2013, which gives Local Authorities guidance upon the setting of local speed limits.

**Resolution: That the proposed Traffic Regulation Order to extend the 30mph speed limit in the village of Ashover is supported.**

### **257/24 Parish Maintenance**

Consideration was given to a request for a dog bin at Milltown and grit bin at Northedge Lane, the Annual Grounds Maintenance Agreement with NEDDC 2024/2025, ground repairs to the rear of the cricket pavilion and bus shelter maintenance.

**Resolution:**

- (i) That a dog bin is provided adjacent the notice board and The Pinfold at Milltown.**
- (ii) That DCC highways is informed of winter highway issues on Northedge Lane and the request for a grit bin, to ascertain if road surface treatment could be undertaken.**
- (iii) That the Annual Grounds Maintenance Agreement with NEDDC for 2024/2025 is signed.**
- (iv) That the Cricket Club is authorised to undertake ground repairs to the rear of the cricket pavilion.**
- (v) That quotations are sought for maintenance required on the 5 parish bus shelters.**

### **258/24 Tennis Coaching**

Members considered a request from Tennis Chesterfield to run two coaching camps during August 2024.

**Resolution: That the two Junior Tennis Camps for weeks commencing 05/08/2024 and 26/08/2024 are approved and free use of the hard courts is provided in the interests of health and wellbeing in the community.**

### **259/24 Speed Indicator Devices and A632 safety**

A second batch of data, together with a summary, had been submitted to Derbyshire County Council Highways for analysis. A summary of future data would be submitted to Highways on the second Tuesday of each month and this would also be reported on the Parish Council website. The Parish Council had requested inclusion of the A632 in the Police & Crime Commissioner's Pilot Scheme for Automatic Number Plate Recognition (ANPR).

**Resolution: That the third batch of data is downloaded prior to the Public Meeting on 09/05/2024 to allow for up to date information being available.**

### **260/24 River Amber**

Severn Trent would not attend the Public Meeting on 09/05/2024 and this had been challenged directly and also via the MP's office. Whilst Severn Trent had provided a statement to be read out at the Public Meeting, it was considered that this would be out of date by the time of the meeting and therefore an updated statement would be requested nearer the time.

**Noted.**

### **261/24 Health & Safety**

Following renovation work on the stone boundary wall to the Milken Lane Playing Field, DCC Rights of Way Section had been emailed regarding FP37 and the adjacent football field. The Parish Council's risk assessment had been updated to acknowledge that DCC had been informed of a potential risk from stray footballs/cricket balls. DCC had not taken any action.

**Resolution: That the Cricket and Football Clubs are informed of the action taken regarding FP37 and that they may wish to revise their risk assessments accordingly.**

### **262/24 Climate Change/Biodiversity**

The Climate Change Working Group had progressed work-streams, complying with the Environment Act 2021 and Improvement Plan 2023 to "restore nature and improve the environmental quality of the air, our waters and our land." Work was progressing on the 'wildlife corridor', 'living roofs' and liaison had taken place with the Primary School. The cost of a survey by Derbyshire Wildlife Trust (DWT) had been sought in relation to three woodland copses on common land. Community buildings had been visited with climate change and biodiversity initiatives in mind and this work would continue as requested. 'Free Tree' schemes were being used to populate land at 'Jim's Field' in Alton and further free trees may be applied for following a survey by DWT.

**Resolution: That the quotation from DWT in the sum of £200.00 to survey common land at Oaks Lane Quarry, Coldharbour/Berridge Lane and Hilltop Quarry is accepted.**

### **263/24 News Items**

The Anti-Litter Poster Competition would be highlighted to various publications. The Annual Report 2023/2024 would be collated shortly and would include information on grit bin and dog bin costs for public awareness.

**Noted.**

### **264/24 Future/New Projects and Events**

There were no updates on the provision of a chess table under a Government initiative. A quotation had been sought for making the 2 winning posters in the Anti-Litter Poster Competition into poster boards.

The Community May Day Group had progressed the event, which would include stalls, inflatables, climbing wall, art exhibition, field activities, bands, Maypole and Morris dancing and much more.

**Resolution: That the 2 winning Anti-Litter posters and made into poster boards at a cost of £100.00 and that these are displayed around the parish.**

*Cllr E Willmot declared an interest and left the meeting. Cllr R Fidler took the Chair.*

### **265/24 Car Park Access**

The Ashover Community Medical Centre Ltd. (ACMCL) Trustees had undertaken legal advice and ascertained that:

*"The Parish Council, in addition to owning the freehold, has now also acquired the beneficial ownership of this land from the Parish Hall. As part of that transfer the rights and liabilities of the access lease will have automatically transferred, by operation of law, from the Parish Hall to the Parish Council. Accordingly, the Parish Council is now entitled to receive the rent arising from that lease."*

The ACMCL Trustees further stated that:

*"With regard to the rent I attach a calculation showing the amount outstanding. From this you will see that the rent of £137.79 is due annually on 12<sup>th</sup> July with rent reviews every three years, the next being due in 2025.*

*I should also add that the Directors and Trustees (the Directors) of ACMCL very much appreciate the suggestion from the Parish Council that the rent should no longer be payable. The Directors, who must always act in the best interests of the company, have considered this suggestion but as the lease places a legal requirement upon ACMCL to pay the rent it is considered that this is a binding obligation which must be fulfilled. The possibility*

*of a peppercorn rent replacing the current rent has been considered but, as the rent itself is modest, it was felt that the legal costs of redrafting the lease (which would be necessary to implement any binding changes) would outweigh the benefits.”*

Members supported the proposal going forward in relation to the Access Lease and accepted the justification for the payment to the Parish Council. Members wished to progress the matter to a speedy conclusion

**Resolution: That the outstanding rent is paid by Ashover Community Medical Centre Ltd. to Ashover Parish Council under the terms of the Access Road Lease and that rent continues on 12 July annually, as defined in the lease.**

*Cllr E Willmot returned to the meeting and took the Chair.*

#### **266/24 Clerk’s Report**

The Clerk’s report, including Derbyshire Association of Local Councils (DALC) newsletters and correspondence received had been circulated to Members. A training request was put forward by the Clerk. A ‘King’s Portrait’ had been received, free of charge, from the Government.

**Resolution:**

- (i) **That the Clerk is authorised to attend ICCM Exclusive Rights of Burial training in July at a cost of £145.00.**
- (ii) **That the ‘King’s Portrait’ is given to Ashover Parish Hall for public display.**

#### **267/24 Section 137 and other grant applications**

No applications had been received.

#### **268/24 Internal Audit Report 2023/2024**

The final report 2023/2024 had been undertaken by Auditing Solutions Ltd. with no matters arising. The Annual Internal Audit Report had been completed for submission with the Annual Governance & Accountability Return to the External Auditor. The reports had been circulated to Members.

**Resolution: That the final report 2023/2024 undertaken by Auditing Solutions Ltd., with no matters arising, together with the Annual Internal Audit Report, are received.**

#### **269/24 Annual Governance Statement 2023/2024 Section 1**

The Annual Governance Statement Section 1 of the Annual Return 2023/2024 had been circulated to Members in accordance with Standing Order 17e. It was proposed and seconded that Section 1 of the Governance Statement is signed by the Chairman and Clerk/Responsible Financial Officer.

**Resolution: That the Annual Governance Statement Section 1 of the Annual Governance and Accountability Return 2023/2024 is approved for signature by the Chairman and Clerk/RFO.**

#### **270/24 Annual Governance Accounting Statement 2023/2024 Section 2**

The Annual Governance Accounting Statement Section 2 of the Annual Return 2023/2024 had been circulated to Members in accordance with Standing Order 17e. It was proposed and seconded that Section 2 of the Governance Statement is signed by the Chairman and Clerk/Responsible Financial Officer.

**Resolution: That the Annual Governance Accounting Statement Section 2 of the Annual Governance and Accountability Return 2023/2024 is approved for signature by the Chairman and Clerk/RFO.**

#### **271/24 Annual Statement of Accounts 2023/2024: Receipts & Payments**

A Summary of Receipts and Payments for the year ending 31 March 2024 was put forward and it was proposed and seconded that this is signed by the Chairman and Clerk/Responsible Financial Officer.

**Resolution: That the Summary of Receipts and Payment for the Year Ending 31 March 2024 is approved for signature by the Chairman and Clerk/RFO.**

### 272/24 Administration

The Clerk's current laptop was purchased in 2013. Members considered purchase of a new operating system/laptop for the Clerk, as the current operating system would cease being supported by Microsoft in October 2025. The current Parish Council website appearance would change to accommodate mandatory provisions under Web Content Accessibility Guidelines (WCAG) 2.2. by October 2024.

**Resolution:**

- (i) **That, as the Assets Renewal Programme held sufficient funds, a new operating system/laptop is purchased for the Clerk.**
- (ii) **That WCAG 2.2 requirements on the Parish Council website are noted.**

### 273/24 Monthly Financial Report

A budget appraisal and report/reconciliation from the computerised accounts detailing account balances, cheques/transactions issued/authorised and cheques received and any outstanding receipts considered. The report was put forward for signature by the Chairman. Details of any cheques signed or for signature by authorised Councillors and BACS invoices were confirmed.

**Resolution: That the Financial Report for March 2024 is confirmed and signed by the Chairman and that any cheques/BACS authorised by designated signatories, are confirmed.**

DATE	PAYEE	GOODS/SERVICE	TOTAL (£)
04/03/2024	Muktubs	Cemetery Skip green	156.00
04/03/2024	Shed Grounds Maintenance	Flowerbeds maintenance	109.90
04/03/2024	Salisbury & Wood	4 tons road salt	475.20
04/03/2024	Shed Grounds Maintenance	Cemetery Maintenance	681.60
04/03/2024	NEST	Pension Contributions (February)	99.67
08/03/2024	Viking Direct	Stamps/Stationery/Cartridges	303.52
18/03/2024	GE Willmot	Car Park drain repairs	318.00
18/03/2024	GE Willmot	Playfield gate & Memorial repairs	978.00
18/03/2024	GE Willmot	Gritting and grit bin fills	2278.80
19/03/2024	NEDDC	Cemetery Rates	1325.60
19/03/2024	Police & Crime Commission	Refund of payment error by P&CC	1500.00
19/03/2024	Home Bargains	Poster Competition prizes	12.95
21/03/2024	NEST	Pension Contributions (March)	99.67
21/03/2024	Water Plus	Public Toilets water	237.12
22/03/2024	BWE Ltd.	Rights of Way Maintenance	1220.00
22/03/2024	DCG	2x First Aid Training	200.00
22/03/2024	DCHC (Derbyshire Charity)	S137 grant (children's charity)	100.00
22/03/2024	NEDDC	S137 grant Chair Appeal (Ashgate)	100.00
25/03/2024	Employees	Salary & Tax Refund	1724.64
25/03/2024	NEDDC	New Dog Bin/Dale Bank Milltown	437.71
28/03/2024	Water Plus	Allotments water	10.59
31/03/2024	Unity Trust Bank	Service Charge	18.00

The meeting closed at 8.20 pm