

## **Kilhampton Parish Council**

The minutes for the  
Regular Parish Meeting to begin at 7.30pm  
on 4<sup>th</sup> June 2018 at The Grenville Rooms

**Attendance** Albert Sloman (AS) Archie Heard (AH), Dan Vanstone (DV), Clive Vanstone (CV), Kingsley Bryant (KB)

**Apologies:** Keith Ovenden (KO), Phil Sluggett (PS), Roland Nancekivell (RN), Paula Dolphin (PD) Tim Cottle (TC),

Chair: Reg Hambley (RH)

Good evening to all by Chairman. Welcome to all attending.

Apologies read out.

### **Public Speaking Session.**

Chairman said can allocate 15-20 minutes and handed over to the parishioners. Began discussions at 7.35pm

Mr Jim Chibbett – stated under the impression County Councillor Paula Dolphin would be here and would give information. Chairman explained we had received an email at 6pm this evening from County Councillor Dolphin giving apologies due to family bereavement.

Councillor Daniel Vanstone stated emails been received from County Councillor Dolphin regarding this issue of spraying. Responses County Councillor Dolphin had received were read through by Councillor Daniel Vanstone. Police – PC Chris Krolik – contacted many officers and aware residents contacted police also. Aware the issue is getting bigger and will contact MP Scott Mann. Environmental Services – visited the area – extensive spraying on banks etc. Hedgerow legislation deals only with these – banks etc not covered by this legislation. No bank removal. Some spraying overlapped by main area – very low amount on area of legislation.

Mr Alan Rowe – stated that if the hedge was important, per regulations, he should have given notice. Depends on scale of the works.

Mr Oliver Jones reported to HSE and awaiting guidance. Also asking if individual can be spoken to, still waiting on HSE and MP Scott Mann.

Environmental Officer – was understanding – however the department does not regulate wildlife etc. forwarded on. Human health issue is Health and Safety executive – and only if odour and affecting use and enjoyment of persons property.

Mr Chibbett said very grateful for what County Councillor Dolphin has done.

Stated himself and Mr Nick Granger had spoken to Police and by chance had environmental officer visit. Had called 101 – they took seriously and would call local police and wildlife officer. Did call. He finds difficult to elevate past his position. Councillor Daniel Vanstone did contact police last year and was then put in contact with Mr Ian Davies.

Mr Ian Maddock stated he gave all information, timelines and photos etc. Was informed not enough evidence.

Mr Maddock was asked by the police what they should do. Mr Maddock felt they should speak to him and state the extreme feelings concerning his actions. The police visited and felt all would be ok.

Mr Chibbett had heard some rumours around the village. Just wanted to state villagers are as one with the Parish Council.

Mr Chibbett felt Highways should be written to – Councillor Daniel Vanstone said Mr Oliver Jones is Highways Officer and has been contacted. Unable to do anything further – has forwarded to HSE and police. Mr Chibbett felt highways will have an issue.

Chairman read through email written and sent by Clerk to Highways. Their reply was they had reported latest incident to HSE and Police and awaiting their guidance.

Mr Chibbett stated an Environment Officer came – but was to do with fishing. He did have a look at where Mr Cowell had sprayed near the water course. Very evident – the gentleman took his own pictures and would look at the hedgerows. Would refer to team that deals with these issues.

Mr Chibbett felt it was important that we are all pulling on this issue. Feels Mr Maddock has done so much work on this and it is admirable that it was put in the parish magazine and expressed everyone to sign the petition. Mr Maddock feels it concerns everyone here and is certainly not here to attack the Parish Council. – Did feel the parish council could have done more earlier on. Mr Maddock feels the Council has an added push and is here to represent the people of the parish. Mr Maddock also stated that he has heard all of these responses over the last two years. All the agencies we have spoken about – he has spoken to them all. It is always “someone elses responsibility”.

However there is a problem with the law on how this can be dealt with. The Wildlife and Countryside Act 1981 has an emission in there that its against the law to blanket spray hedgerows. But if you spray a hedge and affect the eco-system within in – this is not allowed. Felt Mr Cowell had changed how theses hedgerows are now growing. Hedgerows are our wildlife. Mr Maddock hadn't realised how many people have made complaints and the issues just not being linked up by the departments.

Mr Maddock has numerous letters of people just passing onto someone else.

The Forestry Commission, at the very beginning, told Mr Maddock that somethings happed but is difficult to deal with so will leave as it is. This was back in 2016.

Mr Maddock feels it is up to everyone and we need the Parish Council and all their support.

Mr Hollands - mentioned he has spoken to the gentleman and asked why he was killing all this off. – Apparently he felt it would come back better. Mr Hollands felt the more complaints he gets, the more he will carry on.

Mr Crossley felt we needed a larger council than Cornwall Council to tackle this. Need MP Scott Mann and need all to sign the petition.

Mr Pete Siddals – stated before and after photographs are now essential. He has seen the damage and the banks are already being eroded due to nothing there to support them. It will be difficult to stop all this once it starts happening. We must start to take records of whats happening. Asked if the Parish Council could send a deputation to speak to the man and explain the feelings of the village. May not change anything but felt official bodies will make him rebel. May respond better to local

councillors.

Mr Chibbett asked if this is possible, wouldn't it help with the petition?

Chairman stated both Mr Maddock and himself spoke to him last year and he said he wouldn't do it again.

Councillor Clive Vanstone felt there is no law. The Police want photographic evidence, but he isn't denying anything. If there was a guideline we could go by we would – but there isn't.

Mr Maddock said he has sprayed his own hedges the same way – our hedgerows are hundreds of years old.

Mr Maddock has given over 250 photos.

Mr Chibbett said PC Krolik knows he is breaking the law by spraying from a moving vehicle. Mr Crossley felt he hasn't got a licence to do what he is doing.

Mr Jewell asked if Michael Vanstone could examine the hedges that have fallen – rebuild and re-seed and then send him the bill.

The council was asked if we have any resources on getting relevant people to come out and view. Council also asked if anyone has been to speak to him this year – Chairman stated no. Will be discussed.

Chairman stated he would like all to feel that the Parish Council are doing everything they can. The council are trying their best to solve the problem.

A Police officer rang the Chairman on Friday and has pictures of a person with a van spraying out the window. Unfortunately, the number plate is not visible enough. Needs to bring a case forward and people to take evidence to him. If someone saw the spraying and rang 101 – they would answer, but only if nothing more urgent was in.

Email of the officer was given to the parishioners. [30645@dc.police.uk](mailto:30645@dc.police.uk) PC Chris Krolik.

Chairman had spoken to a solicitor for Cornwall Council. She said Parish Council has done all they can do. Not in a position to pursue legal actions against him. By reporting to the department's we have – we have done everything.

Mr Maddock said he has suggested the Parish Council take a protocol – as there is nothing there at the moment.

Mr Maddock said that no-one from the council has come back to him at any point and asked for people to recognise that in future we need to be more careful on how we consider things.

Chairman said we need to fight this together and not get personal. Mr Chibbett felt we are going to have to do more rather than less.

If County Councillor Paula Dolphin cannot do anymore then we need to go higher. An MP may need to be contacted. Was unsure if the community officer moved it any higher.

Chairman ended this discussion at 8.25pm. All welcome to stay for the rest of the meeting.

**Minutes** – All read and approved by all.

**Adopt Code of Conduct**

**Declaration of Interest**

DV and KB for application 1

## **Planning Applications.**

DV and KB left the room

- 1) PA18/03492 Proposed 2 storey dwelling. Land South West of Marvick House, Aldercombe Lane Mr Stuart Bryant. Plans view and discussed in detail. CV proposed and AH seconded. All in favour.

DV and KB back in the room

- 2) PA18/00079 Proposed residential development for 2-2 bed bungalows, 3-3 bed dormer bungalows 5-4 bed houses, estate road and associated drainage works (resubmission) land WNW Gwenarth Kilkhampton. Email from Patrick stating they were going to approve and asked for our opinion. They didn't feel it was a problem. Clerk to reply that the Parish Council "agree to disagree".

## **Matters**

- 1) Carpark toilets

£195.20 taken.

- 2) Collaton Farm

Letter from Paul Finn Solicitors requesting a letter from the Parish Council stating that once the £15k has been paid there will be no further requests for money. Clerk has drafted a letter and credit not for original invoice as requested.

- 3) War Memorial

Mr and Mrs Siddals attended – wondered if the Parish Council would like to mark to anniversary of WWI. Have pictures of some memorial ideas, Perspex silhouettes and aluminium statue. Got prices and felt it would be nice to have something to represent – yet not be intrusive.

The Perspex ones can be kept in the church. The Aluminium one is much larger.

Mr Siddals felt these could be included in any events held etc.

Money goes to help for heroes and are made by veterans.

Chairman suggested all to have a look online and discuss at next meeting.

Thanks by Chairman to Mr and Mrs Siddals.

Options discussed by Councillors Large one not too heavy. AH feels large one best and bring in and out when appropriate. Possibly vandalism issue though. To be on agenda for July.

- 4) Update on Spraying

Covered already

5) Spring Clean

To be set for two weeks time, 18<sup>th</sup> June. All welcome to come and help. AH felt RN doing church clean up on same date.

6) Any other matters arising from the minutes

No

**Months work**

Read through and approved by all.

**Reports**

Footpaths – AH – started works.

Playing Fields and Lambpark – CV stated Gerald Strong informed that fire inspection done. Only issue were fryers in incorrect place – being sorted.

Lambpark litter getting worse. Chairman stated the collections wont take commercial waste, DV said do we get a structure put in place and someone puts the bags out on the morning.

Chairman asked if it would be Lambpark Trust to look into?

CV to speak to A39 skips to see if anything can be done.

Chairman asked if someone hires the room – where does the money go to. AH felt it was the trust. Gerald would know more.

School – Nothing to report

Grenville Rooms – Nothing to report

**Members**

DV – nothing

AS – nothing

CV – nothing

KB – nothing

AH – nothing

**Correspondence**

Letter from Seafarers asking if we want to purchase a flag.

Town and Parish Council Clerks in Cornwall. All to do with being a Councillor and the do's and don'ts – available for reading if anyone wants to see.

## **Finance**

Read through by Chairman

Invoices to be paid	£	24.00	Acuiti
	£	350.00	Archies Garden Services
	£	300.00	Archies Garden Services

DV moved and KB seconded.

Date of next meeting 2<sup>nd</sup> July 2018. To begin at 7.30pm at The Grenville Rooms  
Thanks to all and meeting closed.