

POULSHOT PARISH COUNCIL

DRAFT

Agenda Item 3

MINUTES OF FULL COUNCIL MEETING HELD IN THE VILLAGE HALL TUESDAY 19TH SEPTEMBER 2023 AT 7.30 PM

PRESENT: Cllr Mike Davis (Chairman)
Cllr Dan Scott (RFO)
Cllr Claire Church
Cllr Tim Hues
Cllr Nina Jeffries
Cllr Tamara Reay (Wiltshire)

OFFICER: Jeannette Young (Clerk)

PUBLIC PARTICIPATION:

Ten members of the public were present.

- A request was made on behalf of Poulshot Village Hall and Bonfire Club to hold fireworks in the Green Gardens again this year.
- The Cricket Club wicket area is due to be renovated in October and should take approximately two to three days.

59/23/24 Apologies

Apologies were received from, Cllr Caroline Nichols and Cllr Liz Bissett (Vice Chairman).

60/23/24 Declarations of Interest

No Declarations of Interest were received.

61/23/24 Minutes

It was proposed by Cllr Church, seconded by Cllr Scott UNANIMOUSLY RESOLVED to confirm the minutes of the Full Council meeting held on the

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25th of July 2023 as a true record with a noted amendment at 52/23/24, it showed a delta on the Treasurers account of £420 for Idverde which the RFO believed had gone out when publishing the accounts, however this did not leave the account until the next day. This did not affect the final signing of the accounts by the chairman which were correct. These minutes were duly signed by the Chairman.

62/23/24 Chairmans Announcements

- **Fireworks** – The Chairman asked for agreement for Poulshot Village Hall Trust and the Bonfire Club to use the Green Gardens for Fireworks and Bonfire. This was unanimously agreed to on the condition that, prior to the event a Risk Assessment and evidence of Insurance was provided, Drinks Licence obtained from Wiltshire Council, and the online [Permission to use The Village Green and The Green Gardens](#) for an Event form was completed, and all forwarded to the Parish Clerk.
- **Parish Steward**- The next dates for the Parish Steward's visits are the 5th October, and the 2nd and 30th of November
- **Idverde Contract** – Email received stated;- *We have had issues with the weather and the gangs and then grass growing like crazy. We are planning to get back on track and carry out the following. Gang mow the large areas next week and again 2 weeks after. If you have a cricket match and would like us to bring these cuts forward then please drop me an email. The mobile team that cuts the smaller areas will be with you next week and then every 2 weeks. I am planning in the hedge cutting in October this applies to both the hand work and the flail works. We are also purchasing a new set of gangs as the set we have at the moment is on its last legs.*
The Chairman stated he would contact Idverde to confirm the hedge cutting in October would include the wildflower area and leaving a margin around the pond.
- **Broadband**- It was believed over 60% had pledge, with a request for contact to be made with the company for confirmation of progress and a copy of the details sent to the village magazine for inclusion in the next edition.
- **My Wilts App**- It was acknowledged that this App should be used to report any issues in Poulshot or the county to Wiltshire Council.
- **Drains**- Wessex Water have replaced a sewer on the Green.

63/23/24 Police Report

No Police Report for August 2023, had been received.

64/23/24 Update from Wiltshire Councillor Tamar Reay

- **Highways** - The sum of £10m has been found through prudent financial management of Wiltshire Council. This £10m is in addition to

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the highways budget and will be used for preventative works. Work will commence in the spring. All were encouraged to use My Wilts App to report any highways issues.

- **Tree Wardens-** Launch of the Tree Planting scheme happened this evening at Wiltshire Council. Every parish is encouraged to take part, the role is open to everyone, with training, support, and guidance for grant funding being provided by Wiltshire Council. Currently Wiltshire has tree cover of 14% and are looking to get to 17%.
- **Wessex Water** – Are replacing the main sewers in Devizes over the next 24 months. There will be traffic issues and getting through the town will be tricky, but continued support of local businesses would be appreciated.
- **Recycling-** Hopton recycling centre is one of the first to offer advice on what can be recycled, it is hoped this trail will help reduce what goes into landfill. It is claimed 30% of rubbish that goes to landfill could be recycled.
- **Local Plan Review** – The Draft Local Plan came out in July and is about local policies and housing numbers/allocation. There will be a on line briefing on the Plan on the 10th Oct and prior to that an engagement event (drop in) at Devizes Library 5th Oct .

Cllr Reay left the meeting at 20:00

65/23/24 Planning Applications

No Planning Applications had been received.

66/23/24 Request from Resident

Following a request for ditch clearance from Collets Workshop across the Green to the main road, Members debated at length ownership and responsibility of the mentioned ditch along with the other ditches on the Green and Green Gardens. It was finally agreed that the Parish Steward be contacted and Wessex Water to try and determine responsibility for the ditches before taking any further action.

67/23/24 Actions from Previous Meeting

67/23/24.1 Regarding requests for the cutback and pruning of a Willow and Horse Chestnut tree, there followed discussions about the £500 budget for tree maintenance and reference to the Tree Survey of 2017. It was pointed out that although the previous Council had commissioned the survey the recommended works had not previously been actioned, and concerns were voiced about urgent tree works that had not been dealt with and any further unknown crucial works need . It was therefore proposed by Cllr Scott, seconded by Cllr Jeffries, and UNANIMOUSLY agreed for the Chair, Cllr Davis to organise a visual inspection of the trees in particular those mentioned in the survey,

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before proceeding to approach three independent tree surgeons to quote initially for the most urgent/crucial works.

67/23/24.2 Members received the three quotations obtained by the Village Trust for the disposal of the New Zealand Pygmy weed from the village pond, after discussion and clarification of previous years tonnage removal it was proposed by Cllr Hues, seconded by Cllr Jeffries and UNANIMOUSLY agreed to authorise the Village Trust to book the preferred company 'A' at a cost of £270.40 (ex VAT) on behalf of the Parish Council, and instructing the company to forward the invoice to the Parish Council for payment.

67/23/24.3 Members considered the Highways Improvement Form requesting the funding of an extension of the cinder track along the byway, Broadway Lane. It was proposed by Cllr Scott, seconded by Cllr Church and UNANIMOUSLY agreed to approve the Highways Improvement Form and submit to Wiltshire Council's, Local Highway and Footway Improvement Group

68/23/24 New Website

Members confirmed that they had viewed the new website through the previously sent link. It was confirmed that this new website was solely for the Parish Council and not to be used as a community website. There were concerns raised about having the two websites live at the same time and any confusion this may cause with residents. All agreed that there should be two Cllrs responsible for the administration of the new site, these being Cllr Nichols and Cllr Church. It was then proposed by Cllr Davis, seconded by Cllr Jeffries, and UNANIMOUSLY agreed to go live with the new website once the old website has been taken down and not before, with Cllr Church to investigate and complete the removal of the old website.

69/23/24 Parish Survey

The Parish Survey was considered, and amendments suggested. It was then proposed by Cllr Church, seconded by Cllr Scott and UNANIMOUSLY agreed to publish the Survey with the suggested amendments.

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70/23/24 Community Group Requests

Following the request from Poulshot Village Trust regarding using timber from the fallen tree by Pond Cottage for the planned hibernaculum and the trunk if substantial enough, to carve a bench either to leave in situ or place on the Broadway at a suitable vantage point. It was proposed by Cllr Davis, seconded by Cllr Scott and UNANIMOUSLY agreed to grant permission, for the Village trust to use the fallen tree for the hibernaculum and a carved bench (if substantial enough), and for it to be placed at a suitable vantage point.

71/23/24 Draft Privacy Statement

The Draft Privacy Statement was considered, and therefore proposed by Cllr Davis, seconded by Cllr Scott and UNANIMOUSLY resolved to approve and adopt, the new Privacy Statement for publication on the new website.

72/23/24 Finance Report and Bank Balances

Members received and NOTED the 18th September 2023 spreadsheet showing Bank balances of Parish Account £13,135.71 and Community Fund £118,315.30, collectively standing at £131,454.01. Payments totalling £1,284.21 were also listed.

73/23/24 Financial Expenditure.

Members considered the expenditure, with an explanation from the RFO that despite several requests for invoices from the Village Hall, none had been received, the amount held for payment and waiting for invoice currently stands at £180 (not including this booking (19-9-23)). Frustration was acknowledged with a request from the Chair that a further request be sent asking for these vital invoices. There then followed by a proposal by Cllr Church, seconded by Cllr Hues and UNANIMOUSLY AGREED to approve the expenditure report for September 2023.

74/23/24 Date of Next Meeting

Members NOTED the date of the next meeting being the 7th November 2023.

75/23/24 Confidential Session

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It was proposed by Cllr Davis, seconded by Cllr Jeffries and UNANIMOUSLY RESOLVED to go into a Confidential Session. The Chair, Cllr Davis requested the members of the public to leave the meeting at 21:10.

76/23/24 Minutes 25th July 2023

It was proposed by Cllr Church, seconded by Cllr Scott and UNANIMOUSLY RESOLVED to confirm the confidential minutes of the Full Council meeting held on the 25th July 2023 as a true record. These minutes were duly signed by the Chair.

77/23/24 Village Green Boundary

The Chairman explained that due to being away, this item had not been fully followed up, however he would endeavour to do so before the next meeting.

78/23/24 Letter from Solicitors for Consideration.

The letter was discussed, with further information requested.

Meeting closed at 21:30

Signed..... Date.....



Melksham & Bradford on Avon Neighbourhood Policing Team

Rural Report Oct 2023

Meet your team:

Melksham

Bradford on Avon



PC Ben Coombs

Sandridge Redstocks
Broughton Gifford
Norrington -Common
Atworth
Shaw
Whitley
Beanacre
Forest



PC Elliott Holdsworth

Steeple Ashton
Keovil
Bulkington
Poulshot
Inmarsh
Seend
The Stocks
Semington
Seend Cleeve



PC Jen Miller

Holt
South Wraxhall
Bradford Leigh
Staverton
Monkton Farleigh
Farleigh Wick
Little Chalfield
Great Chalfield



PC Rachel Jackson

Conkwell
Little Ashley
Winsley
Turleigh
Avon Cliff
Westwood
Wingfield
Limpley Stoke



Inspector
Andy Lemon



Sergeant
Gemma Rutter

Email the Neighbourhood Policing Team at TrowbridgeAreaCPT@wiltshire.police.uk

Melksham: ben.coombs@wiltshire.police.uk or elliott.holdsworth@wiltshire.police.uk

Bradford on Avon: rachel.jackson@wiltshire.police.uk or jennifer.miller@wiltshire.police.uk

Where have we been and what have we been up to?



Get to know
Your Community Policing Team

Wiltshire Police

YOUR FORCE, YOUR AREA

SCAN HERE

- Meet your local Community Policing Team (CPT) police officers and PCSOs
- Find out about crime stats in your area
- Learn about local policing meetings and events
- Read the CPT priorities
- Contact us

Trowbridge CPT
<http://bit.ly/3puUA61>



School Visits at our local schools including Mini Police



STAY ALIVE GET TO KNOW THE FATAL 5

- 1 CARELESS DRIVING
- 2 DRINK/DRUG DRIVING
- 3 NOT WEARING A SEATBELT
- 4 DISTRACTED (using a mobile phone while driving)
- 5 SPEEDING

#KEEPINGWILTSHIRESAFE #FATAL5

Force Road Safety Campaign with another event planned in November

We have carried out a number of engagements to promote Community Messaging



Retailers Are You PROTECTED?

Retail theft by organised crime groups increases prices.

Why should you have to pay more?

If you see something, say something. Tell a member of staff or call 999

SHOPLIFTING IS THEFT

Local business engagement for Business Safety Awareness week



Arrest and investigation of 3 youths connected to arson, criminal damage and theft offences



A further drug warrant completed in Melksham with co-accused address in Bristol for drugs- with the help of PD RAIN

Key Incidents and Crimes in Your Area:

- 08/10/23- **TURLEIGH**- Hedge damaged, potentially ongoing neighbour dispute
09/10/23- **GREAT CHALFIELD**- Axe thrown onto roof of greenhouse causing damage
10/10/23- **LIMPLEY STOKE**- Lorry damaged bridge FTS RTC
12/10/23- **ATWORTH**- Damage to wall at the village hall
13/10/23- **HOLT**- FTS RTC non injury
14/10/23- **MONKTON COMBE**- Theft of bronze garden fountain
15/10/23- **SEMINGTON**- Attempt vehicle break in, rubber seal damaged
18/10/23- **LOWER WESTWOOD**- Burglary, suspect identified and investigation continues
19/10/23- **STAVERTON**- Vehicle stolen and crashed; driver arrested
23/10/23- **FARLEIGH RISE**- FTS RTC, wing mirror damaged
26/10/23- **KEEVIL**- Stihl leaf blower stolen from flatbed truck
27/10/23- **SEEND**- Non injury RTC; driver arrested
27/10/23- **BOWERHILL**- Non dwelling burglary- x3 suspects pending arrest



NEWS:

Upcoming dates:

Safer night patrols- the team will be out and about in Melksham and Bradford on Avon sharing advice to those on a night out on how to get home safe and look out for each other as Christmas party season is heading our way. We will also be attending the rural pubs to make sure they have literature displayed for safety campaigns such as Ask for Angela. These patrols will be on the **23/11/23, 16/12/23** and the **19/12/23**

Firework nights-

03/11/23- PC COMBS and PCSO CULLIFORD will be patrolling at the **Melksham** fireworks events.

04/11/23 - PCSO Laura WALLACE will be accompanied by PCSO HOSKEN on the patrolling **Broughton Gifford** fireworks display.

05/11/23 - PCSO WALLACE and PCSO THOMAS (Trowbridge) will be at the **Bradford on Avon** fireworks Event.

If you have any events you would like us to attend, please contact us! We are happy to attend when we are free and able to do so- we can bring leaflets, advice and updates to events in your area. Just contact the officer aligned to your area, the PCSO team or the team as whole at TrowbridgeAreaCPT@wiltshire.police.uk



Get Involved

Keep up to date with the latest news and alerts in your area by signing up to our **Community Messaging service** –

www.wiltsmessaging.co.uk

Follow your CPT on social media

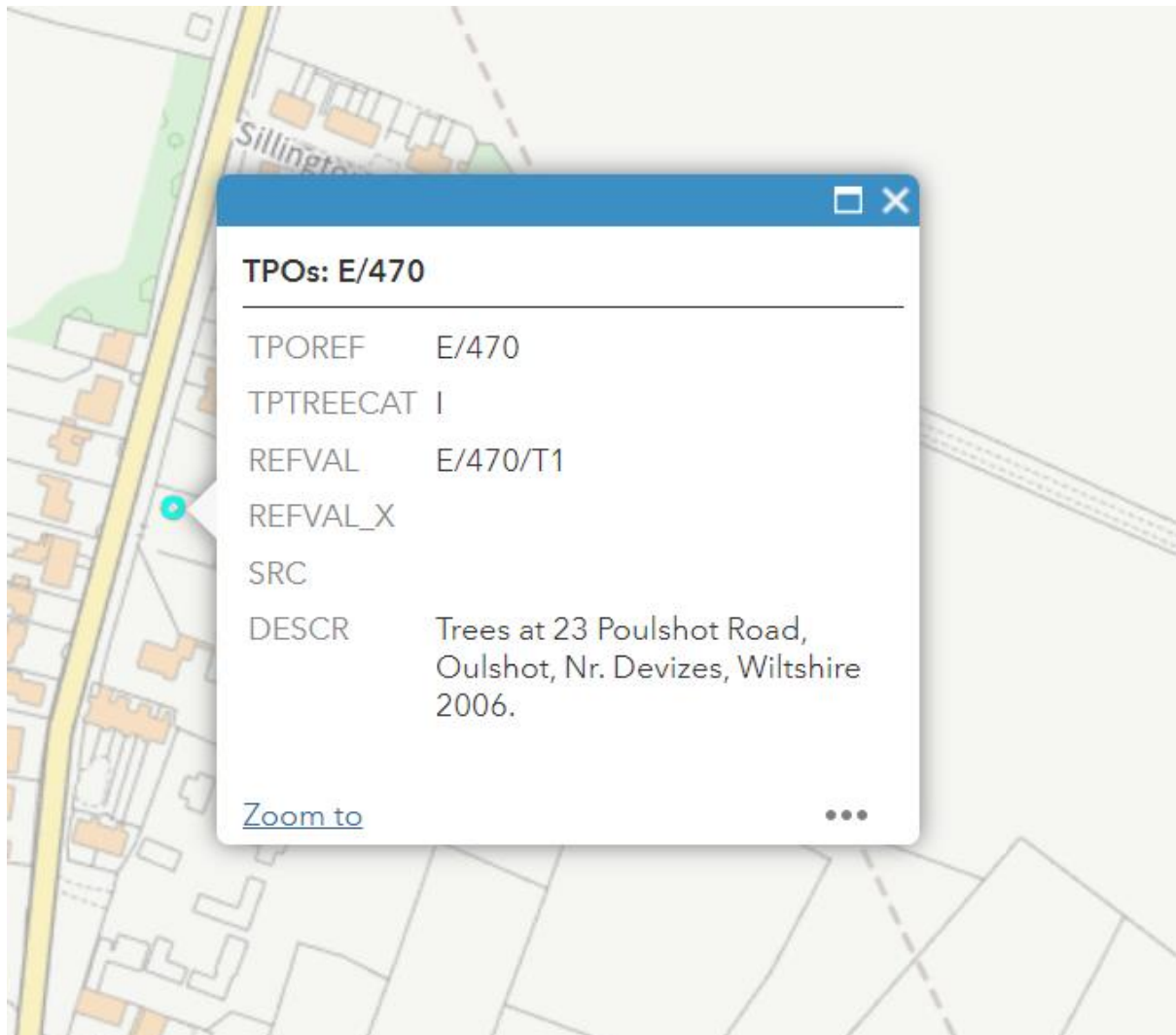
- [Trowbridge Police Facebook](#)
- [Trowbridge Police Twitter](#)
- [Melksham Police Facebook](#)
- [Bradford on Avon Facebook](#)

Find out more information on your CPT area at: www.wiltshire.police.uk and here www.wiltshire-pcc.gov.uk

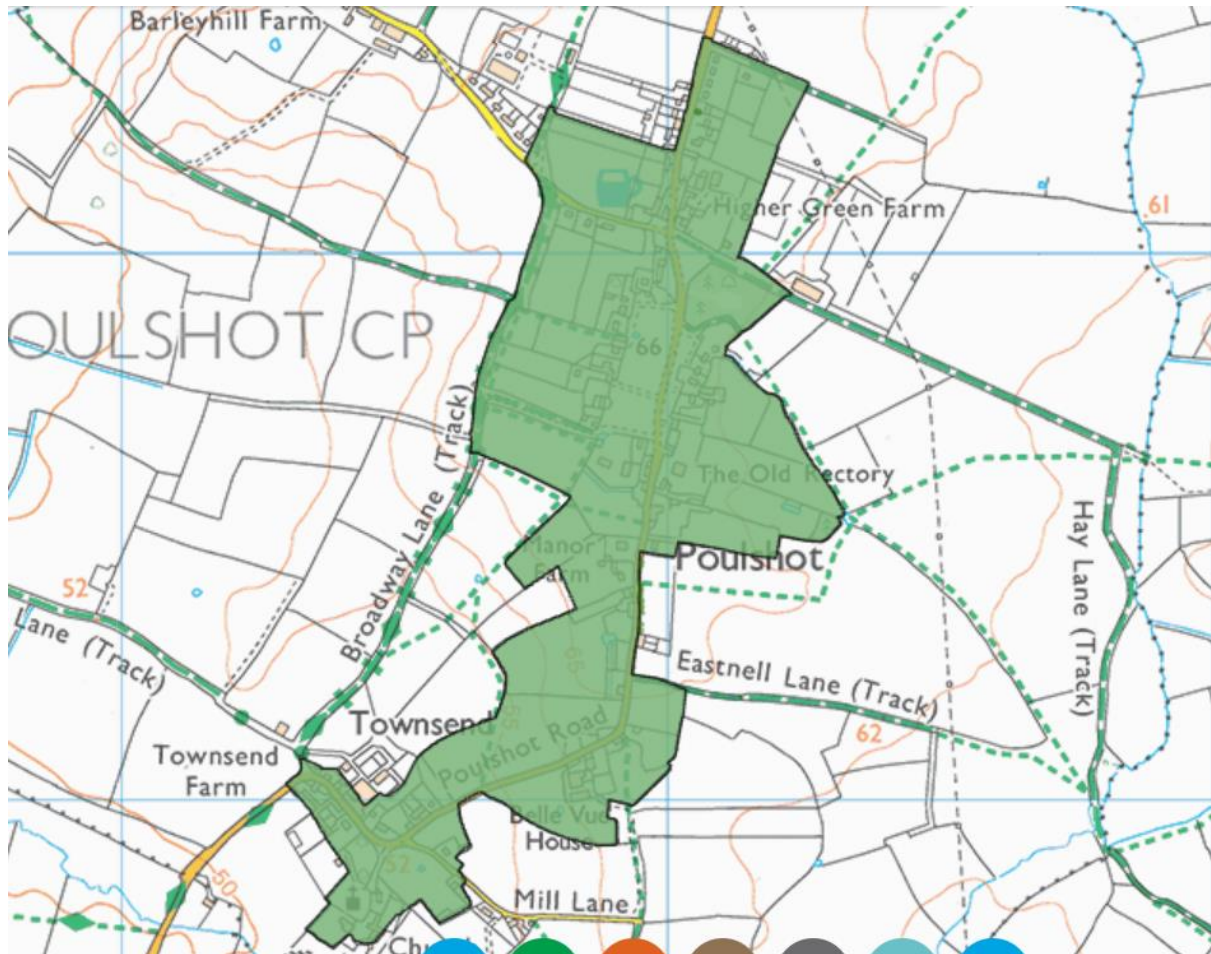


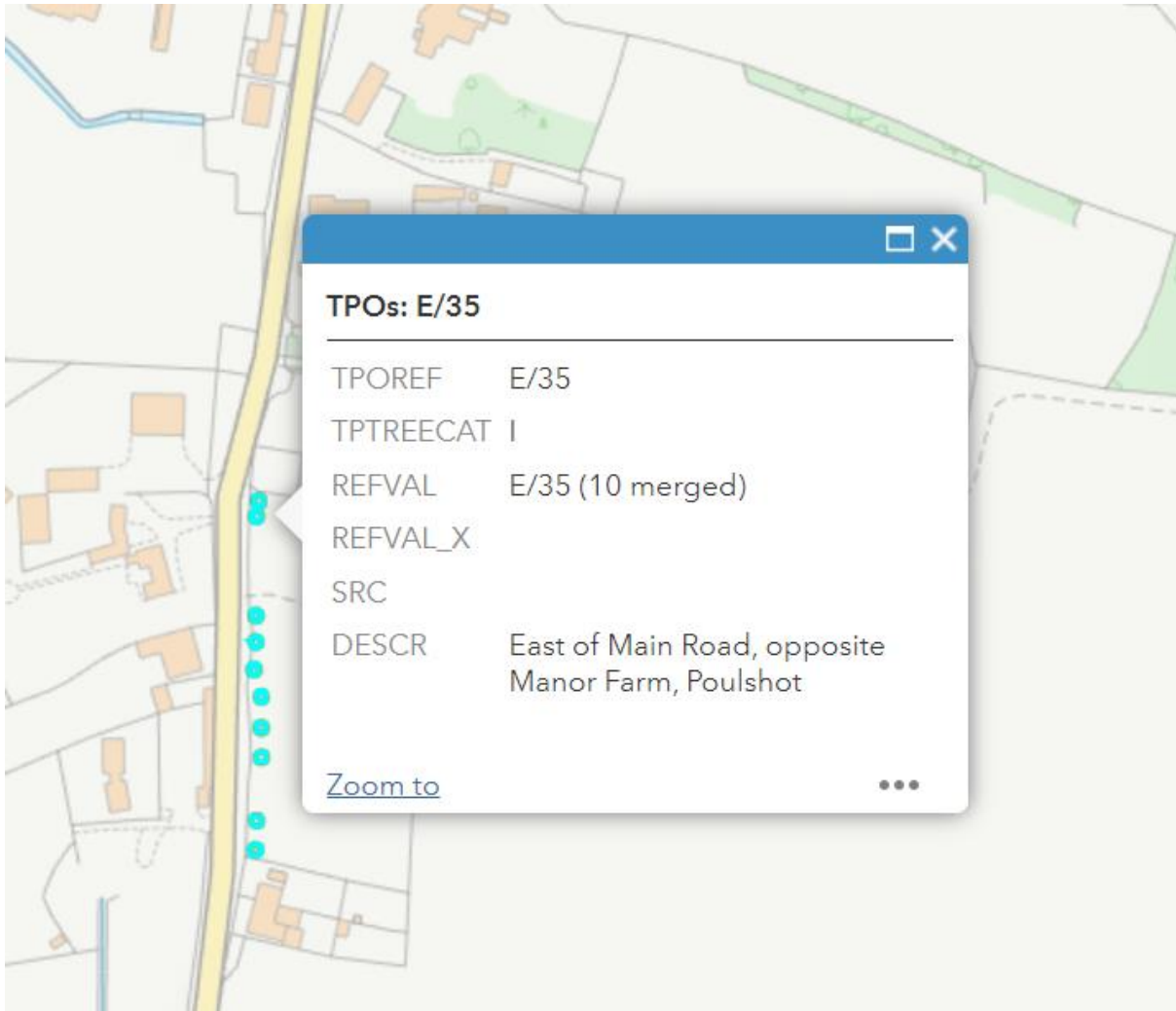
The screenshot shows the top navigation bar of the Wiltshire Police website. It features the Wiltshire Police crest and logo on the left, a search bar with the text "How can we help you?" and a magnifying glass icon on the right, and a horizontal menu with five items: "Report", "Tell us about", "Apply or register", "Request", and "Feedback". Below the navigation bar is a breadcrumb trail: "Home > About us > CPTs". The main heading is "Trowbridge CPT". The content area contains three paragraphs: the first describes the CPT Trowbridge coverage area (Trowbridge, Melksham, Bradford-on-Avon and surrounding areas); the second provides contact information for a community-related matter (email: TrowbridgeAreaCPT@wiltshire.pnn.police.uk, noting it is not monitored 24/7); the third explains that crimes cannot be reported via email and provides instructions for urgent (999) and non-urgent (101) incidents, including a link to "Report a crime here". The final sentence states: "You see a map of crimes in the Trowbridge area [link] by visiting www.police.uk [link]".

TPOs in Poulshot

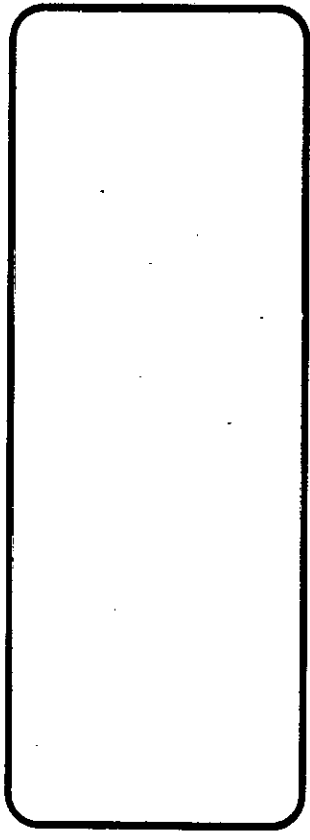


Poulshot Conservation Area





TP0 35 MEDGEROW FT O.S 198 POWLSAOT.



T/3/35.

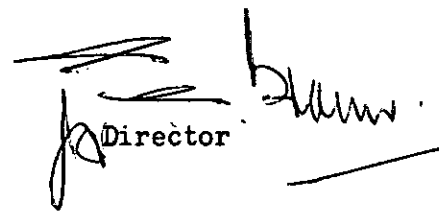
M E M O R A N D U M

From: DAS
My ref: JE/FL/T/03/55/00
Your ref:

To: Legal Section
(copy to:)
Date: 22nd June 1977

TREE PRESERVATION ORDER 1977 - HEDGEROW AT O.S. 198 POULSHOT

Reference Minute No. 7 of the meeting of Planning Sub-Committee 'A' on the 16th June 1977, information has been forwarded to the appropriate persons that the above Order has been confirmed as unopposed.


Director

Kennet District Council

S.R.

L.L.C 402e

Revyn's ROC.

CLERK AND CHIEF EXECUTIVE
S. L. A. JAKES, DMA, MILGA

DIRECTORATE OF ADMINISTRATIVE
SERVICES

T3/35

DIRECTORS:
ADMINISTRATIVE SERVICES: A. R. MORRIS, DMA, FILGA, AMBIM
FINANCIAL SERVICES: K. M. CUTTING, IPFA, ATII
PLANNING AND TECHNICAL SERVICES: R. PAYNE, ARIDA, DIP. TP, MRTPI
HOUSING AND ENVIRONMENTAL SERVICES: N. A. BUCKLEY, M. PHIL, MNSH

The Cedars,
Bath Road,
Devizes,
Wilts,
SN102AS

TELEPHONE: DEVIZES 4911 (PLEASE ASK FOR Mr. Giles

OUR REFERENCE SG/FL/T/03/55/00

YOUR REFERENCE

6th April 1977

Dear Sir/Madam,

TREE PRESERVATION ORDER 197 - HEDGEROW AT O.S. 198 POULSHOT

The Council has made a tree preservation order in respect of the above trees and a copy of the order is attached for your information. If no objections are lodged within 42 days, then the order will be confirmed by the Council as an unopposed Order. I shall contact you again in due course.

Yours faithfully,



Director

Distribution:

1. County Solicitor and Clerk
2. Clerk of Poulshot Parish Council
3. Director of Planning and Technical Services, Kennet District Council
4. Legal Section, Kennet District Council ✓

DIVISIONAL HEADS:

SOLICITOR

ADMINISTRATION MANAGER

G. G. BROWN, DMA

PERSONNEL AND MANAGEMENT
SERVICES OFFICER
B. M. KETZ

KENNET DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1971

Tree Preservation Order 1977

The Kennet District Council in this order called "the authority", in pursuance of the powers conferred in that behalf by section 60 and section 61 of the Town and Country Planning Act 1971 (as amended by Section 10(1) of the Town and Country Amenities Act 1974), and subject to the provisions of the Forestry Act 1967, hereby makes the following order:-

1. In this Order -

"the Act" means the Town and Country Planning Act 1971;

"owner" means the owner in fee simple, either in possession or who has granted a lease or tenancy of which the unexpired portion is less than three years; lessee (including a sub-lessee) or tenant in possession, the un-expired portion of whose lease or tenancy is three years or more; and a mortgagee in possession; and "the Secretary of State" means the Secretary of State for the Environment.

2. Subject to the provisions of this Order and to the exemptions specified in the Second Schedule hereto, no person shall, except with the consent of the authority and in accordance with the conditions, if any, imposed on such consent, cut down, top, lop, uproot, wilfully damage or wilfully destroy or cause or permit the cutting down, topping, lopping, uprooting, wilful damage, or wilful destruction of any tree specified in the First Schedule hereto or comprised in a group of trees or in a woodland therein specified, the position of which trees, groups of trees and woodlands is defined in the manner indicated in the said First Schedule on the map annexed hereto which map shall, for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it and the specification in the said First Schedule.

3. An application for consent made to the authority under Article 2 of this Order shall be in writing stating the reasons for making the application, and shall by reference if necessary to a plan specify the trees to which the application relates, and the operations for the carrying out of which consent is required.

4.--(1) Where an application for consent is made to the authority under this Order, the authority may grant such consent either unconditionally, or subject to such conditions (including conditions requiring the replacement of any tree by one or more trees on the site or in the immediate vicinity thereof), as the authority may think fit, or may refuse consent:

Provided that where the application relates to any woodland specified in the First Schedule to this Order the authority shall grant consent so far as accords with the principles of good forestry, except where, in the opinion of the authority, it is necessary in the interests of amenity to maintain the special character of the woodland or the woodland character of the area, and shall not impose conditions on such consent requiring replacement or replanting.

(2) The authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the authority thereon, any compensation awarded in consequence of such decision and any directions as to replanting of woodlands; and every such register shall be available for inspection by the public at all reasonable hours.

5. Where the authority refuse consent under this Order or grant such consent subject to conditions they may when refusing or granting consent certify in respect of any trees for which they are so refusing or granting consent that they are satisfied -

- (a) that the refusal or condition is in the interests of good forestry;
or
- (b) in the case of trees other than trees comprised in woodlands, that the trees have an outstanding or special amenity value.

6.-(1) Where consent is granted under this Order to fell any part of a woodland other than consent for silvicultural thinning then unless -

- (a) such consent is granted for the purpose of enabling development to be carried out in accordance with a permission to develop land under Part III of the Act, or
- (b) the authority with the approval of the Secretary of State dispense with replanting.

the authority shall give to the owner of the land on which that part of the woodland is situated a direction in writing specifying the manner in which and the time within which he shall replant such land and where such a direction is given and the part is felled the owner shall, subject to the provision of this Order and section 175 of the Act, replant the said land in accordance with the direction.

Notes: (1) If it is desired to fell any of the trees included in this Order, whether included as trees, groups of trees or woodlands, and the trees are trees for the felling of which a licence is required under the Forestry Act 1967, application should be made not to the authority for consent under this Order but to the Conservator of Forests for a licence under that Act (section 15 (5)).

(2) Any direction given under paragraph (1) of this Article may include requirements as to -

- (a) species;
- (b) number of trees per acre (hectare);
- (c) the erection and maintenance of fencing necessary for protection of the replanting;
- (d) the preparation of ground, draining, removal of brushwood, lop and top; and
- (e) protective measures against fire.

7. On imposing any condition requiring the replacement of any tree under Article 4 of the Order, or on giving a direction under Article 6 of this Order with respect to the replanting of woodlands, the authority shall if such condition or direction relates to land in respect of which byelaws made by a water authority since 31st March 1974, by any other authority (whose functions are now exercised by a water authority) who at any time prior to 1 April 1974 exercised the functions in respect of which the byelaw was made, by a drainage board, or by the Greater London Council in the exercise of any of its functions in relation to the maintenance, improvement or construction of watercourses or of drainage works restrict or regulate the planting of trees, notify the applicant or the owner of the land, as the case may be, of the existence of such byelaws and that any such condition or direction has effect subject to the requirements of the water authority, the drainage board, or the Greater London Council under those byelaws and the condition or direction shall have effect accordingly.

8. The provisions set out in the Third Schedule to this Order, being provisions of Part III of the Act adapted and modified for the purposes of this Order, shall apply in relation thereto.

9. Subject to the provisions of this Order, any person who has suffered loss or damage in consequence of any refusal (including revocation or modification) of consent under this Order or of any grant of any such consent subject to conditions, shall, if he makes a claim on the authority within the time and in the manner prescribed by this Order, be entitled to recover from the authority compensation in respect of such loss or damage:

Provided that no compensation shall be payable in respect of loss of damage suffered by reason of such refusal or grant of consent in the case of any trees the subject of a certificate in accordance with Article 5 of this Order.

10. In assessing compensation payable under the last preceding Article account shall be taken of:

- (a) any compensation or contribution which has been paid whether to the claimant or any other person, in respect of the same trees under the terms of this or any other Tree Preservation Order under section 60 of the Act or under the terms of any Interim Preservation Order made under section 8 of the Town and Country Planning (Interim Development) Act 1943, or any compensation which has been paid or which could have been claimed under any provision relating to the preservation of trees or protection of

woodlands contained in an operative scheme under the Town and Country Planning Act 1932, and

(b) any injurious affection to any land of the owner which would result from the felling of the trees the subject of the claim

11. - (1) A claim for compensation under this Order shall be in writing and shall be made by serving it on the authority, such service to be effected by addressing the claim to the authority and leaving it at or sending it by post to the principal office of the authority.

(2) The time within which any such claim shall be made as aforesaid shall be a period of twelve months from the date of the decision of the authority, or of the Secretary of State, as the case may be, or where an appeal has been made to the Secretary of State against the decision of the authority from the date of the decision of the Secretary of State on the appeal.

12. Any question of disputed compensation shall be determined in accordance with the provisions of section 179 of the Act.

~~13. The provisions of section 61 of the Act shall apply to this Order and the Order shall take effect on~~

NOTE: Any person contravening the provisions of this Order by cutting down, uprooting or wilfully destroying a tree, or by wilfully damaging, topping or lopping a tree in such manner as to be likely to destroy it is guilty of any offence and liable on summary conviction to a fine not exceeding £400 or twice the sum which appears to the court to be the value of the tree whichever is the greater, or on indictment to a fine. The penalty for any other contravention of this Order is a fine not exceeding £200 on summary conviction and, in the case of a continuing offence when the contravention is continued after conviction, a person is liable on summary conviction to an additional fine not exceeding £5 for every day on which the contravention is so continued.

If a tree other than one to which an Order applies as part of a woodland is removed, uprooted or destroyed in contravention of an Order or is removed, uprooted or destroyed or dies at a time when its cutting down or uprooting is authorised only by section 60(6) of the Town and Country Planning Act 1971 relating to trees which are dying or dead or have become dangerous, it is the duty of the owner of the land, unless on his application the local planning authority dispense with the requirement, to plant another tree of appropriate size and species at the same place as soon as he reasonably can. Except in emergency, not less than 5 days previous notice of the removal, etc., should be given to the authority to enable the latter to decide whether or not to dispense with the requirement.

FIRST SCHEDULE

Trees Specified Individually
(encircled in black on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
T.1	Apple Tree)	Western Hedgrow of
T.2	Maple ")	O.S. 198,
T.3	Laburnum ")	Poulshot, Nr. Devizes,
T.4	Cherry ")	Wilts.
T.5	Maple ")	
T.6	Cherry ")	Grid Reference ST 969 594
T.7	Thorn ")	
T.8	Thorn ")	
T.9	Chestnut ")	
T.10	Almond ")	

Trees Specified by References to an Area
(within a dotted black line on the map)

- NIL -

Groups of Trees
(within a broken black line on the map)

- NIL -

Woodlands
(within a continuous black line on map)

- NIL -

SECOND SCHEDULE

This Order shall not apply so as to require the consent of the authority to

(1) the cutting down of any tree on land which is subject to a forestry dedication covenant where

(a) any positive covenants on the part of the owner of the land contained in the same deed as the forestry dedication covenant and at the time of the cutting down binding on the then owner of the land are fulfilled;

(b) the cutting down is in accordance with a plan of operations approved by the Forestry Commission under such deed.

(2) the cutting down of any tree which is in accordance with a plan of operations approved by the Forestry Commission under the approved woodlands scheme or other grant scheme under section 4 of the Forestry Act 1967 except a scheme which applies to a forestry dedication covenant;

(3) the cutting down, uprooting, topping or lopping of a tree

(a) in pursuance of the power conferred on the Post Office by virtue of section 5 of the Telegraph (Construction) Act 1908 and section 21 of the Post Office Act 1969,

or by or at the request of the Post Office where the land on which the tree is situated in operational land as defined by the Post Office Operational Land Regulations and either works on such land cannot otherwise be carried out or the cutting down, topping or lopping is for the purpose of securing safety in the operation of the undertaking

(b) by or at the request of

(i) a statutory undertaker where the land on which the tree is situated is operational land as defined by the Act and either works on such land cannot otherwise be carried out or the cutting down, topping or lopping is for the purpose of securing safety in the operation of the undertaking;

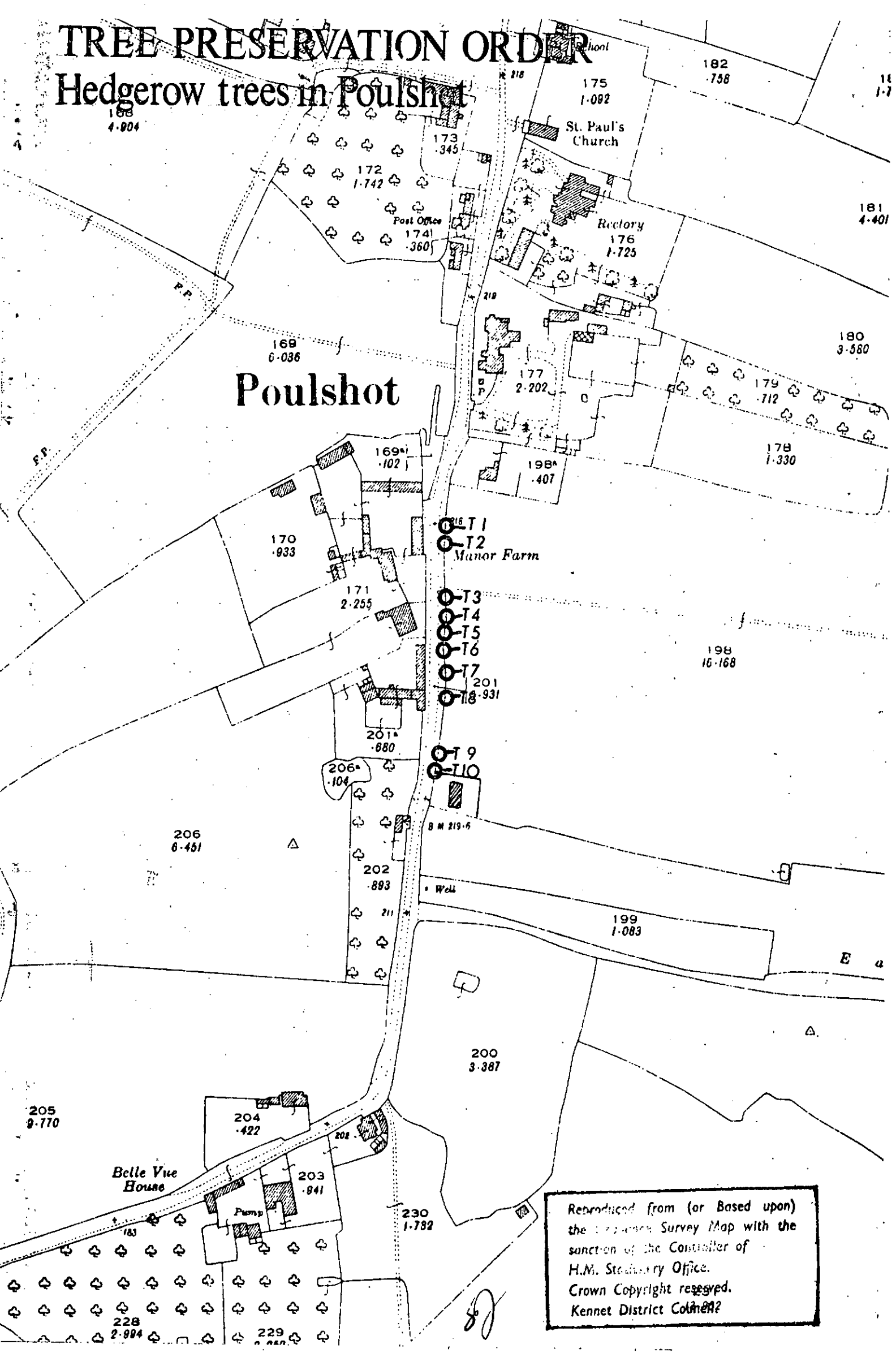
(ii) an electricity board within the meaning of the Electricity Act 1947, where such tree obstructs the construction by the board of any main transmission line or other electric line within the meaning respectively of the Electricity (Supply) Act 1919 and the Electric Lighting Act 1882 or interferes or would interfere with the maintenance of working of any such line;

(iii) a water authority established under the Water Act 1973, a drainage board constituted or treated as having been constituted under the Land Drainage Act 1930, or the Greater London Council, where the tree interferes or would interfere with the exercise of any of the functions of such water authority, drainage board, or Council in relation to the maintenance, improvement or construction of watercourses or of drainage works; or

(iv) the Secretary of State for Defence, the Secretary of State for Trade, the Civil Aviation Authority or the British Airports Authority where in the opinion of such Secretary of State or Authority the tree obstructs the approach of aircraft to, or their departure from, any aerodrome or hinders the safe and efficient use of aviation or defence technical installations;

TREE PRESERVATION ORDER

Hedgerow trees in Poulshot



Poulshot

- T1
- T2
- T3
- T4
- T5
- T6
- T7
- T9
- T10

Manor Farm

Belle Vue House

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Kennet District Council

(c) where immediately required for the purpose of carrying out development authorised by the planning permission granted on an application made under Part III of the Act, or deemed to have been so granted for any of the purposes of that Part;

(d) which is a fruit tree cultivated for fruit production growing or standing on land comprised in an orchard or garden;

(e) in pursuance of the powers of the Thames Water Authority under section 105 of the Thames Conservancy Act 1932 where the trees are within the Thames catchment area

THIRD SCHEDULE

Provisions of the following parts of Part III of the Town and Country Planning Act 1971 as adapted and modified to apply to this Order.

33.-(1) Without prejudice to the following provisions as to the revocation or modification of consents, any consent under the Order, including any direction as to replanting given by the authority on the granting of such consent, shall (except insofar as the consent otherwise provides), ensure for the benefit of the land and of all persons for the time being interested therein.

Reference of applications to the Secretary of State.

35.-(1) The Secretary of State may give directions to the authority requiring applications for consent under the Order to be referred to him instead of being dealt with by the authority.

35.-(2) A direction under this section may relate either to a particular application or to applications of a class specified in the direction.

35.-(3) Any application in respect of which a direction under this section has effect shall be referred to the Secretary of State accordingly.

35.-(4) Where an application for consent under the Order is referred to the Secretary of State under this section, the provisions of Articles 4 and 5 of the Order shall apply as they apply to an application which falls to be determined by the authority.

35.-(5) Before determining an application referred to him under this section the Secretary of State shall, if either the applicant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.

35.-(6) The decision of the Secretary of State on any application referred to him under this section shall be final.

Appeals against decisions.

36-(1) Where an application is made to the authority for consent under the Order and that consent is refused by that authority or is granted by them subject to conditions, or where any certificate or direction is given by the authority, the applicant, if he is aggrieved by their decision on the application, or by any such certificate, or the person directed if he is aggrieved by the direction, may by notice under this section appeal to the Secretary of State.

36-(2) A notice under this section shall be served in writing within twenty-eight days from the receipt of notification of the decision, certificate or direction, as the case may be, or such longer period as the Secretary of State may allow.

36-(3) Where an appeal is brought under this section from a decision, certificate or direction of the authority, the Secretary of State, subject to the following provisions of this section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the authority, whether the appeal relates to that part thereof or not, or may cancel any certificate or cancel or vary any direction, and may deal with the application as if it had been made to him in the first instance.

36-(4) Before determining an appeal under this section, the Secretary of State shall, if either the appellant or the authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.

36-(6) The decision of the Secretary of State on any appeal under this section shall be final.

Appeal in
default of
decision

37. Where an application for consent under the Order is made to the authority, then unless within two months from the date of receipt of the application, or within such extended period as may at any time be agreed upon in writing between the applicant and the authority, the authority either -

- (a) give notice to the applicant of their decision on the application; or
- (b) give notice to him that the application has been referred to the Secretary of State in accordance with directions given under section 35 above;

the provisions of the last preceding section shall apply in relation to the application as if the consent to which it relates had been refused by the authority, and as if notification of their decision had been received by the applicant at the end of the said period of two months, or at the end of the said extended period, as the case may be.

Power to re-
voke or
modify the
consent under
the Order

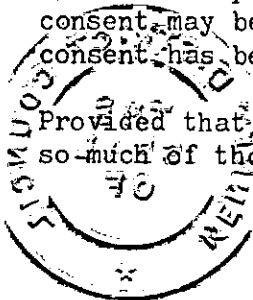
45-(1) If it appears to the authority that it is expedient to revoke or modify any consent under the Order granted on an application made under Article 3 of the Order, the authority may by Order revoke or modify the consent to such extent as they consider expedient.

45-(2) Subject to the provisions of sections 46 and 61 of the Act an Order under this section shall not take effect unless it is confirmed by the Secretary of State; and the Secretary of State may confirm any such Order submitted to him either without modification or subject to such modifications as he considers expedient.

45-(3) Where an authority submit an Order to the Secretary of State for his confirmation under this section, the authority shall furnish the Secretary of State with a statement of their reason for making the Order and shall serve notice together with a copy of the aforesaid statement on the owner and on the occupier of the land affected, and on any other person who in their opinion will be affected by the Order, and if within the period of twenty-eight days from the service thereof any person on whom the notice is served so requires, the Secretary of State, before confirming the Order, shall afford to that person and to the authority, an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.

45-(4) The power conferred by this section to revoke or modify a consent may be exercised at any time before the operations for which consent has been given have been completed:

Provided that the revocation or modification of consent shall not affect so much of those operations as has been previously carried out.



45-(5) Where a notice has been served in accordance with the provisions of subsection (3) of this section, no operations or further operations as the case may be, in pursuance of the consent granted, shall be carried out pending the decision of the Secretary of State under subsection (2) of this section.

Un-opposed
revocation or
modification
of consent.

46-(1) The following provisions shall have effect where the local planning authority have made, an Order (hereinafter called "such Order") under section 45 above revoking or modifying any consent granted on an application made under a tree preservation order but have not submitted such Order to the Secretary of State for confirmation by him and the owner and the occupier of the land and all persons who in the authority's opinion will be affected by such Order have notified the authority in writing that they do not object to such Order.

46-(2) The authority shall advertise the fact that such Order has been made and the advertisement shall specify (a) the period (not less than twenty-eight days from the date on which the advertisement first appears) within which persons affected by such Order may give notice to the Secretary of State that they wish for an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose and (b) the period (not less than 14 days from the expiration of the period referred to in paragraph (a) above) at the expiration of which, if no such notice is given to the Secretary of State, such Order may take effect by virtue of this section and without being confirmed by the Secretary of State.

46-(3) The authority shall also serve notices to the same effect on persons mentioned in subsection (1) above.

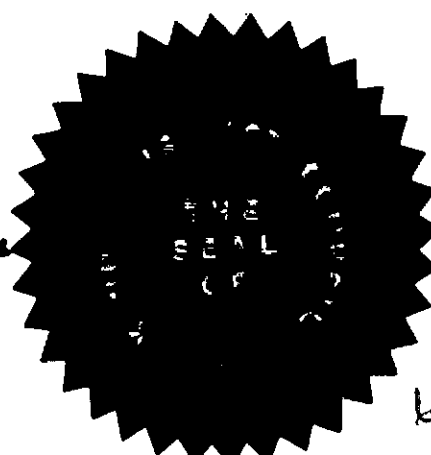
46-(4) The authority shall send a copy of any advertisement published under subsection (2) above to the Secretary of State, not more than three days after the publication.

46-(5) If within the period referred to in subsection (2)(a) above no person claiming to be affected by such Order has given notice to the Secretary of State as aforesaid and the Secretary of State has not directed that such Order be submitted to him for confirmation, such Order shall at the expiration of the period referred to in subsection (2)(b) of this section take effect by virtue of this section and without being confirmed by the Secretary of State as required by section 45 of the Act.

46-(6) This section does not apply to such Order revoking or modifying a consent granted or deemed to have been granted by the Secretary of State under Part III, Part IV or Part V of the Act.

The Common Seal of)
KENNET DISTRICT COUNCIL was)
hereunto affixed this)
1st day of April)
1977 in the presence of :)

CHAIRMAN *[Signature]*
CLERK AND CHIEF EXECUTIVE *[Signature]*



640

POULSHOT PARISH COUNCIL BUDGET

Draft Considered at 7 Nov 23 Full Council Meeting

DRAFT BUDGET 2024/2025

VAT rate @

Item		2023/2024	To Date Spend	2023/2024	2024/2025	Change (22/23	Comments / Justification
		Budget		Forecast	Budget	Forecast v Budget 23/24)	
	20%	£	£	£	£	£	
Salary		£ 3,588.00	£ 1,771.00	£ 2,771.00	£5,200.00	£2,429.00	Clerk anticipated 8hrs per week at £12.50per hr
Staff Pension at 3%	3%			£ -		£0.00	Below threshold of earnings set at £520 pcm or £120 per week. Otherwise this would be 3% minimum.
Employer's National Insurance	0%			£ -		£0.00	Below LEL so = 0%
Overtime		£ 538.20	£ 1,291.24	£ 2,582.48	£ 520.00	£-2,062.48	Clerk Overtime reduced to 10% as hours increased.
Allowance/Expenses		£ 260.00	£ 195.66	£ 250.00	£ 260.00	£10.00	Clerk travel and telephone (£5 pcm) Councillors expenses for training courses (not course fees), stationary, stamps, printer ink, etc..
Legal		£ 500.00	£ -	£ 500.00	£ 500.00	£0.00	Based on need to be able to seek legal advice on land, community fund, audit or other matters.
Wages Accountancy		£ 168.00	£ 108.50	£ 168.00	£ 168.00	£0.00	£14.00 pcm incl VAT from Charlton Baker.
Subscriptions		£ 200.00	£ 296.18	£ 400.00	£ 450.00	£50.00	NALC/WALC/SLCC (150) OpenSpaces (50)/MS Office(60)/Norton(60) Virgin Mobile (60)
Insurance		£ 286.20	£ 286.20	£ 286.20	£ 286.20	£0.00	3-year policy reduced payments of £286.20 pa.
Training		£ 200.00	£ -	£ -	£ 200.00	£200.00	Reduced as most WALC provided training is free.
Hire of Village Hall		£ 300.00	£ 160.00	£ 300.00	£ 300.00	£0.00	6 Planned meetings and 4 extra meetings @ £30 each 13 x £10/hrs)
Audit		£ 360.00	£ 478.80	£ 478.80	£ 478.80	£0.00	£399 plus VAT fixed for 3 years
Election Costs		£ 175.00	£ -	£ -	£ 175.00	£175.00	
External Audit following Change of Clerk		£ -	£ -	£ -	£ -	£0.00	£200 plus VAT. Letter following audit challenge costs @ £2517.66 Not anticipated in 23/24
	Grass Cutting	£ 2,100.00	£ 1,260.00	£ 2,100.00	£ 2,415.00	£315.00	Estimated cost at 15% increase on 23/24 Costs
	Hedge Trimming Green Gardens	£ 250.00	£ 125.00	£ 250.00	£ 250.00	£0.00	
	Tree Work	£ 500.00	£ -	£ 1,000.00	£ 500.00	£-500.00	No tree work was conducted in 20/21, 21/22, 22/23. Planned spend in 23/24.
	Pond Weed Clearance	£ 800.00	£ 329.28	£ -	£ 450.00	£450.00	Previously conducted by Village Trust - Professional Contractor required (NewZealand Pigmy Weed) Reduced if just skip costs
	New Land - HGF field	£ 600.00	£ -	£ -	£ 600.00	£600.00	Basic maintenance - one area cut and perimeter hedge cut. Weed spray. Reduced to £600
Grounds Maintenance Sub-Total		£ 4,250.00	£ 1,714.28	£ 3,350.00	£ 4,215.00	£865.00	
Website current is £18 pcm		£ 300.00	£ 144.00	£ 216.00	£ 540.00	£324.00	For new site, with overlap of old. £29.99 pcm +VAT
Repairs/Maintenance		£ 250.00	£ -	£ -	£ 250.00	£250.00	Work is required on gates and fences in Green Gardens
Water Bill Green Gardens		£ 50.00	£ 26.61	£ 50.00	£ 50.00	£0.00	£24 and £19 charged DD every 6 months.
Grants to village organisations		£ 300.00			£ 300.00	£300.00	Peggies, Fete and others...
Extra-Ordinary Grant Queen's Jubilee		£ 600.00	£ 600.00	£ 600.00	£ -	£-600.00	No event forecast
Defibrillator - No monthly charges		£ -		£ -	£ -	£0.00	Paid by Community Fund
Expenditure Total		£ 12,325.40	£ 6,786.27	£ 11,952.48	£ 13,893.00	£1,940.52	
						£0.00	
Community Infra Levy		£ -			£ -	£0.00	
Expected VAT Recovery		£ 350.00	£ 1,839.06	£ 1,839.06	£ 1,200.00	£-639.06	Increased to account for recovery on Green Maintenance
Allotment Income		£ 120.00	£ 80.00	£ 80.00	£ 100.00	£20.00	Increase allotment charge to £25 per year FY24/25. Cannot be introduced for 12 months, start 1 Apr 23. Remain at £20 for FY22/23
Income Total		£ 470.00	£ 1,919.06	£ 1,919.06	£ 1,300.00	£-619.06	
Net Spending		£ 11,855.40	£ 4,867.21	£ 10,033.42	£ 12,593.00	£ 2,559.58	
Contingency		£ 2,244.60		18%	£ 2,207.00	£-37.60	Reserves need to be 3-12 months of spend. Annual contingency at 20% of annual budget forecast.
Precept		£ 14,100.00	£ 14,100.00		£ 14,800.00	£700.00	
Annual Balance		£ -			£ -	4.965%	Precept Change % in cash terms - does not reflect Council Tax Calculation.