

Halberton Parish Council

Meeting of Halberton Parish Council will be held on Tuesday 12 November 2024 at 7pm in Halberton Village Hall

All members of the Parish Council are hereby summonsed to attend the above meeting for the purpose of considering and resolving the business as set out hereunder.

Members of the public are also invited and may speak in the Public Forum.

Susan McGeever
Clerk, Halberton Parish Council
5 November 2024

AGENDA

Item		Report Pages
1	Apologies	N/A
2	Declarations of Interest	N/A
3	Public forum Members of the public may speak for a period of 3 minutes on matters they wish to bring to the attention of the Parish Council and these matters may be related to the items on the agenda. Unless the Chairman elects to put down standing orders, members of the public may not speak during the remainder of the meeting.	N/A
4	To approve the minutes of the Council meeting on 11 October 2024	3-14
5	Chairman's announcement	N/A
6	Mid Devon District Council matters a. To receive a report from the MDDC Council Member b. Grand Western Canal Group	15
7	Devon County Council matters To receive a report from the DCC Council Member	
8	Police matters To consider any correspondence from the Police and Crime Commissioner and the Council Advocate Scheme	
9	Vacancies on the Parish Council To consider and, if agreed, approve any applications received	
10	Consideration of Mid Devon District Council's planning applications The planning application with its supporting documents and comments made by the public and other consultees which are published on the MDDC planning website prior to the meeting will be considered as part of the Council's deliberations on planning applications.	
11	Consideration of Mid Devon District Council's Planning Decisions The following planning decisions have been received.	
12	Highways matters and the Road and Snow Warden Schemes	

13	Amenity matters Update and any new matters pertaining to the amenities located within the parish that are not covered by the Recreation and Amenities Working Group	
14	Recreation and Amenities Working Group The Recreation and Amenities Working Group	
15	Community items To consider any other community matters	
16	Newsletter Working Group The Newsletter Working Group did not hold a May meeting	
17	Traffic Issues To consider information from the Joint Traffic Working Group and other matters relating to the parish of Halberton	
18	Financial accounts 2024/25	
19	Members business including meetings attended, and miscellaneous matters (not for decision) Devon Council Climate Network Connecting the Culm/Catchment Visioning Workshop Cullompton Health and Wellbeing	N/A
20	Items for next meeting	N/A
21	Date of next meeting	N/A

*Signed: Susan McGeever
Clerk to Halberton Parish Council*

HALBERTON PARISH COUNCIL

Item		Report pages
4	To approve the minutes of the Council meeting on 11 October 2024	3-14

**Halberton Parish Council
Minutes of the Parish Council Meeting
held at Halberton Village Hall on Tuesday 11 October 2024 at 7.00pm**

Present

Councillors Batchelor (Chairman), Browse, Campbell, Fairclough (arrived late) Furmedge, Herrod-Taylor, Graham and Saunders together with Councillor Slade (DCC) and Councillor Lock (MDDC). The Clerk, Mrs S McGeever, was also present.

Councillor Batchelor opened the meeting at 7pm and thanked everyone for their attendance.

234-1 Apologies

Apologies had been received from Councillor DuChesne (MDDC).

234-2 Declarations of interest

Councillor Herrod-Taylor declared an interest in planning matters relating to his property.

234-3 Public Forum

The following matters were raised in the public forum:

- Vehicles parked at the Hickory Inn and obscuring the visibility splay
- Signage for the footpaths to direct walkers to Greenway permissive path
- Upkeep of the area by the pond
- Purchase of the withy bed

234-4 To approve the minutes of the Council meeting 10 September 2024

It was RESOLVED to approve the minutes as a true record of the meeting and for the Chairman to initial each page and sign the final page.

234-5 Chairman's Announcements

Councillor Batchelor advised that he no announcements to make.

234-6 Mid Devon District Council matters

a. To receive a report from the MDDC Council Member

Councillor DuChesne had submitted her report and it was included in the agenda for this meeting.

Councillor Lock would be standing in for Councillor DuChesne when she was unable to attend the meeting. She advised she had nothing to add to Councillor DuChesne's report.

Councillor Batchelor thanked Councillor Lock and recognised that there were shared areas of interest between Halberton and Sampford Peverell.

b. Grand Western Canal Group

Councillor Slade had attended the Grand Western Canal Joint Advisory Committee and had been elected Chairman.

There had been a good representation with respect to the Grand Western Canal consultation with support

for retaining the existing conservation area.

It had been noted that Aggregate Industries had not acted with regard to the extraction of water and this would be followed up.

The work being done by Mark Baker, Country Park Manager, Devon County Council, had posted all the work that was being undertaken on the DCC website.

Page 511

234-7 Devon County Council matters

Councillor Slade had submitted a report which formed part of the agenda.

Councillor Slade confirmed that the Greenway application would be determined by the Development Management Committee on 23 October 2024. Details of the meeting would be circulated to interested parties.

The work to improve the pavements at Blundells Road were nearly finished with speed bumps introduced in the 30mph area.

Councillor Slade has agreed funding from the Locality Budget with both Halberton school for the gate to the recreation area and Uplowman school for furniture for the outdoor area.

Councillor Batchelor believed the cost of installing the gate would be £150.

Councillor Slade had also attended a HATOC meeting where he was Vice-Chair and referred to the LCWIP project for Tiverton/Cullompton and Willand. There had been discussion of the width of share surfaces such as road widths in Sampford Peverell. The double yellow line request at the Hickory Inn had been deferred until the 2025 cycle.

234-8 Police Matters

Police Matters

Information had been circulated to Parish Councillors

Councillor Advocate Scheme

Councillor Browse advised that the Police and Crime Commissioner was concerned about the amount of synthetic drugs coming in from China and there had been deaths in the county. Parish Councils were being asked to be vigilant and identify areas where drug activity may be being undertaken. It was noted that individuals were gathering under Herne Bridge, in the Lower Town bus stop and at the footpath leading to the canal before the Tiverton Parkway turning at Sampford Peverell.

Councillor Slade advised that the general waste bin at the cemetery was being used for general waste and bottles.

Police Commissioner's Police and Crime Plan

Partner organisations and residents of the force have the opportunity to give feedback on the draft plan Complete the survey at <https://bit.ly/3BhjTxT> by midnight on Sunday, October 27.

234-9 Vacancies on the Parish Council

The Clerk had recontacted those who had expressed an interest but there had been no response. Vacancies would continue to be published in the Newsletter.

Action: Clerk

234-10 Consideration of Mid Devon District Council's planning applications

New applications:

Ref: ABX/DCC/4358/2023

County Matter Planning Application

Retention of existing deposition and temporary landfill site for the deposition of additional inert waste and a construction waste recycling facility with associated works including temporary buildings, access and landscaping, at Land at Greenway, Upplowman, Tiverton

The Parish Council considered the revised transport plan that showed traffic only going via Sampford Peverell and Upplowman and noted that Devon County Council Highways had submitted a report that recommended refusal.

Page 512

One of the key concerns was Enforcement of the proposed route and/or the number of lorries per day and thus this could still have a major impact on Halberton.

The applicants information on need was based on the fact that if planning/house building increases there would be more waste and local site would reduce CO2. This was contrary to Government Policy where waste should be used on site. Current sites were at Barnstaple, Exeter and Newton Abbot.

The Parish Council noted the responses from other Parish Councils, DCC Officers, the Grand Western Canal and public responses on both the MDDC and DCC portal where over 300 objections had been submitted.

The Parish Council RESOLVED to continue its objection to the proposed application for a landfill site for all material planning considerations which had been cited in former comments. Key points being road safety and quality of life. The issues of Enforcement and potential problems when the A316/J27 were closed and the number of Aggregate Industry lorries already using J27 was noted. Furthermore, the applicant had still not provided a Traffic Assessment as requested by DCC.

The Parish Council RESOLVED that Mr Nick Govier would represent the Parish Council at the meeting on 23 October 2024.

Action: Clerk to prepared Parish Council comments for the planning portal and work with Mr Govier on the statement for the meeting itself.

There would also be an Environment Agency consultation on whether or not a permit should be issued. It is understood that this will be circulated to all relevant stakeholders.

24/01303/TPO

Proposal: Application to pollard 1 Holm Oak tree and raise the crown of 1 Silver Birch tree by 4m protected by Tree Preservation Order 05/00008/TPO

Location: 15 Green Acre Halberton Tiverton

Site Vicinity Grid Ref: 301202 / 112803

Parish: Halberton 25

Following discussion, the Parish Council RESOLVED that it had no objection to this application.

24/01309/HOUSE

Proposal: Erection of detached garage

Location: Acacia Cottage Sampford Peverell Tiverton

Site Vicinity Grid Ref: 303180 / 113262

Parish: Halberton 25

Councillor Herrod-Taylor left the meeting for the discussion and decision on this application which related to his own property.

Following discussion, the Parish Council RESOLVED that it had no objection to this application.

Councillor Herrod-Taylor rejoined the meeting.

24/01356/CAT

Proposal: Notification of intention to fell 7 Cherry Trees and 1 Conifer; remove dead branches from 1 Cherry Tree within the Conservation Area

Location: 43 High Street Halberton Tiverton

Site Vicinity Grid Ref: 300811 / 112921

Parish: Halberton 25

Following discussion, the Parish Council RESOLVED that it had no objection to this application.

Page 513

24/01269/HOUSE

Proposal: Erection of an art room

Location: Channings Brithem Bottom Cullompton

Site Vicinity Grid Ref: 300860 / 110234

Parish: Halberton 25

Following discussion and noting the conditions of use, the Parish Council RESOLVED that it had no objection to this application.

24/01399/CAT

Proposal: Notification of intention to fell 1 Acer tree and 1 Palm tree within the Conservation Area

Location: 9 Lower Close Halberton Tiverton

Site Vicinity Grid Ref: 300450 / 112718

Parish: Halberton 25

Following discussion, the Parish Council RESOLVED that it had no objection to this application.

24/01418/MARM

Proposal: Variation of condition 1 of planning permission 23/01172/MARM (Reserved Matters application, pursuant to Outline application 15/01332/MOUT, for employment development of up to 5,256m² of B1, 2,651m² of B2 and 4,919m² of B8 units together with internal access roads, parking and associated infrastructure) to allow substitute plans to enable 2 employment units to the North and a further development site to the South adjacent to the existing access road Location: Land at NGR 303681 111677 (North Of Mid Devon Business Park) Muxbeare Lane

Site Vicinity Grid Ref: 303680 / 111678

Parish: Willand 59

Following discussion, the Parish Council RESOLVED that it would continue to object to any extension of the business area provided for in the previously agreed application. The application did not meet its previous concerns over noise and light pollution.

Action: Clerk to prepare a submission based on previous objections.

Existing applications:

24/00557/FULL

Proposal: Change of use of agricultural building to Use Class B2 (General Industrial)

Location: Venn View Barn Sampford Peverell Tiverton

Councillor Herrod-Taylor advised that he would be attending the MDDC Planning Committee on 9 October 2024 as an individual.

Councillor Furmedge advised he would look to attend on behalf of the Parish Council.

It was hoped the application would be determined on previous permitted development and not the recently approved criteria. The transport statement did not appear to cover realistic vehicle movements.

Appeals for comment:

23/01280/PIP

Proposal: Permission in Principle for the erection of 2 self-build dwellings

Location: Land at NGR 301040 112882 High Street Halberton

Application No: 23/01280/PIP

Appeal Ref No. APP/Y1138/W/24/3347484

Appellants Name: Mr Ray Radford

The Parish Council's response was submitted prior to the deadline.

Page 514

21/01576/MOUT

Re-determination of Appeal

Proposal: Outline for the extension of existing business park for up to 3.9ha of employment land and up to 150 dwellings with associated infrastructure and access with all other matters reserved - APPEAL DISMISSED

20.10.23 - Quashed by High Court of Justice 05.06.24 - Redetermination of Appeal

Location: Land at NGR 298976 112882 (Hartnoll Farm) Tiverton Devon

Application No: 21/01576/MOUT

Appeal Ref No. APP/Y1138/W/22/3313401

Appellants Name: Waddeton Park Ltd

The Parish Council's response was submitted prior to the deadline.

Confirmation has been received that the Parish Council could attend the first day of the Public Inquiry and make a statement. Attendance at the site visit could be allowed but no comments can be made.

Information received regarding the process of the Public Inquiry would assist in preparing the Parish Council's statement.

23/01141/FULL

Proposal: Variation of condition 13 of planning permission 22/00868/MFUL (Removal of condition 13 of planning permission 17/01142/FULL - further noise assessments) relating to the submission of a noise assessment

Location: Land at NGR 299621 112764 (Red Linhay) Crown Hill Halberton

Application No: 23/01141/FULL

Appeal Ref No. APP/Y1138/W/23/3334670

Appellants Name: Mr John Clapp

Decision awaited.

Enforcement

Outstanding Enforcement issues will be placed on the agenda as and when there is further information. There are currently 13 enforcement issues in the parish of Halberton. A meeting with the Enforcement Officer has been requested.

It was also noted that the Bycott application had been withdrawn albeit that a revised application was expected to be lodged with MDDC.

234-11 Consideration of Mid Devon District Council's Planning Decisions

The following decisions were noted:

23/01623/HOUSE – APPROVED – 5 September 2024

Proposal: Erection of 2 single storey rear extensions

Location: Culters End Ash Thomas Tiverton Devon

24/01026/FULL – APPROVED – 12 September 2024

Proposal: Erection of 2 dwellings and garages following demolition of agricultural building to include formation of vehicular access and associated works

Location: Land and Buildings at NGR 298968 111744 Manley Farm Tiverton Devon

24/01222/FULL – APPROVED – 27 September 2024

Proposal: Erection of a storage shed

Location: Land at NGR 302608 112444 Swandhams Barn Sampford Peverell Devon

24/01047/FULL – APPROVED – 27 September 2024

Proposal: Erection of agricultural storage shed following demolition of existing chicken shed

Location: Land at NGR 296107 109139 Backswood Farm Bickleigh Devon

Page 515

234-12 Highways matters and the Road and Snow Warden Schemes

The Clerk had reported as follows:

a. Potholes

Work was ongoing around the parish.

b. Road Warden Scheme

Councillor Furmedge advised he was still awaiting strimming training.

Councillor Browse advised that he did not have a spraying licence.

c. Snow Warden Scheme

Councillor Batchelor advised he had not taken action on moving the salt.

d. Lower Town

The Clerk had prepared a document for Councillor Slade to take to DCC and this would be forwarded Councillor DuChesne to take to MDDC. The Clerk had also prepared a letter for local residents whose properties adjoined the various lanes and pavements.

Action: Clerk

234-13 Amenity matters**a. Platinum Jubilee Car Park**

A second bin had been installed for the collection of clothes but people were still scattering bags around the amenity area.

Action: Clerk to write to school PTA asking them to keep the area tidy. A message would also be included in the Newsletter.

b. Footpaths

Councillor Furmedge advised that he had not completed the P3 submission.

c. Cemetery

i) Grave lowering completed

Action: Clerk to contact EROB holders - ongoing

ii) safety inspection of the gravestones completed - ongoing

Action: Clerk to contact EROB holders

iii) Noticeboard

With Councillor Batchelor for installation.

iv) Gravel pathways

Councillor Batchelor advised that work on the gravel pathways would be pro-rate for the wood and work could take place during the winter.

v) Wood from fallen tree
Councillor Batchelor advised that the wood was being removed.

Overall the cemetery was looking tidier.

d. Defibrillators

Councillor Graham advised the training session had taken place in September and the defibrillators were function.

Action: Councillor Graham/Clerk

e. The Orchard Car Park

Following a meeting with Andrew Jarrett, a proposal for MDDC to allocate the 5 car parking spaces as Residents Permit Parking will go forward to Cabinet.

Page 516

The permits will be managed by MDDC, however, the Parish Council will be responsible for applications advertising and collecting the applications. Should more than 5 applications be received, all applications will go into a draw and the first 5 names will be allocated a space. The permits would be valid for 12 months and then the application process would be repeated.

Full details of the scheme which will become effective on 1 April 2024 will be included in the Newsletter and posted on the website and social media as well as letterbox drop for those falling with the designated area.

In order to facilitate this arrangement, the Parish Council are being asked to put aside a sum of £1500 to assist with the introduction of bollards and notices. Authorisation of this budget is required at the meeting.

The Parish Council RESOLVED to allocate the funds to the residential permit scheme with one abstention.

f. Ground Maintenance

A meeting with the current contractor is being arranged to cover all aspects of the ground maintenance contract and discuss any improvements to the schedule.

The Gardening Group have two more volunteers and are going to maintain the small area of land on Pond Hill around the Jubilee Lamp. The question had been raised as to who actually owned the land given that DCC maintained the lamp.

Action: Clerk to investigate

The volunteers should sign a volunteer form to be covered by the Parish Council's insurance policy.

Action: Clerk

g. Bus shelters

The use of plastic guttering has been conveyed to the contractor – a response/revised quote was awaited.

h. Parish Maps

An updated parish map following the boundary changes is now available.

The Parish Council RESOLVED that A3 maps could be obtained for councillors but that the PROW team would be asked to provide a new footpaths map for each of the Village Halls.

Action: Clerk

i. Postbox at Pethertons

The office of the MP for Tiverton and Minehead is investigating the case and looking to get the postbox restored.

Action: Clerk

234-14 Recreation and Amenities Working Group

The working group had not met since May and had nothing to report on the following items:

a. The Mead

- Quotes for work to be undertaken on the path from the Jubilee car park
- Request to install football nets

It would also be necessary to cut the hedges at the Mead.

Action: Clerk to provide HMRC email on red diesel

b. Community Growing Area

The Clerk advised that contact had been made with DCC regarding the fencing requirements and information had been provided. A response was awaited.

Page 517

c. Halberton Children's Recreation Ground

i) update on installation of new equipment and financing

Councillor Campbell advised that they had not progressed the project and would obtain a new quote for the work so that the Clerk could write to different grant funding bodies to meet the shortfall in place after the S106 and Locality Budget funds had been received.

ii) monthly safety report

Councillor Campbell was undertaking the safety inspections.

iii) ROSPA report actions

Councillor Campbell advised the had nothing to report on the perimeter fencing.

iv) safety gate instead of five bar gate

The Clerk had contacted the school who were discussing their requirements and would put in a Locality Budget application that had the support of Councillor Slade.

The Clerk had circulated an email requesting notification of the cost of installing the gate and was awaiting a response.

Action: Clerk to identify cost of installing the gate/gate posts. Councillor Saunders was asked to quote for the installation cost.

v) work is ongoing on finding the additional funding required

Community Growing Fund/Heathcoat Amory Trust

d. Fund raising

No report.

e. Mid Devon Wildlife Warden Scheme

No report.

f. Ideas for solar farm cooperation

No report.

234-15 Community items

a. Council IT tools Working Group to include Facebook page/Website/Communicating with Parishioners

Councillor Furmedge questioned whether Google Workspace was worth the £600 a year subscription fee given its lack of use. Councillor Campbell felt it was an aspirational concept but it had not been taken up by councillors.

The Clerk used Microsoft 365 and backed up all documentation using one drive as well as utilising an external hard drive. The Clerk also used Dropbox.

The Parish Council RESOLVED that Councillors Campbell, Furmedge and Herrod-Taylor would assess costs.

b. Internet Connectivity Working Group

Councillor Furmedge requested that this working group cease to operate given Airband was now available.

c. Anaerobic Digester Liaison Committee

The Clerk was still trying to organise a meeting.

Action: Clerk to follow-up

d. Flies in Halberton

Environment Health Officer (EHO) notice in place

e. Neighbourhood Watch Scheme

Dave Charles had not provided a report for this meeting but was continuing to work on the concept.

Page 518

f. Emergency Plan

Councillors Batchelor and Graham together with the Clerk and a resident had discussed the Emergency Plan on 28 September 2024. Councillor Browse had been involved in the Apple Pressing.

The Clerk would bring together the template, the existing plan and a sample of a newly completed Emergency Plan to form the basis of a community meeting which would be a drop-in over a day to allow the majority of residents to attend.

Action: Clerk to access funding for a meeting

h. Neighbourhood Plan

Funding is available to start the process of an neighbourhood plan and parish councils could put forward bids for funding up to £10,000.

Action: Clerk to advise date of meeting for parishes with a consultant.

It was also felt an online survey may be beneficial to understand residents views of housing needs.

i) Signs for Footpaths

Councillor Browse would meet with the Clerk before the next Parish Council meeting.

234-16 Newsletter Working Group

Issue 175 had been produced and distributed.

Councillor Batchelor would report on advertising at the next meeting.

234-17 Traffic

The information provided by the Clerk in the agenda was noted and progress would be reported at the next meeting.

The Parish Councillors would consider the two DCC consultations and bring thoughts to the next meeting:

Devon Countywide Local Cycling and Walking Infrastructure Plan (LCWIP)

Devon Countywide Local Cycling and Walking Infrastructure Plan (LCWIP) public consultation, starting tomorrow (1 October 2024) until 30 November 2024. This has been aligned with the public consultation ongoing for the Devon and Torbay Local Transport Plan 4 (LTP4).

Full details about the engagement process, and all of the proposals, are available at: devon.cc/devon-lcwip. The engagement period will close on Saturday 30 November.

Devon and Torbay Local Transport Plan (LTP4).

The Devon and Torbay Local Transport Plan 4 (LTP4) is the strategic document that sets out the priorities for transport across the county between 2025 and 2040. Transport and connectivity have a vital role in helping make Devon and Torbay the best place to grow up, live happily and healthier, and prosper. The draft Local Transport Plan document will be made available alongside other supplementary materials on the [Transport and roads Archives - Have Your Say \(devon.gov.uk\)](https://www.devon.gov.uk/transport-and-roads-archives) webpage from **1st October 2024**.

Councillors Batchelor and Browse advised that installation of the solar units for the VAS units was ongoing. Councillor Furmedge advised that the collection of data from the units was ongoing.

Councillor Browse would work with the Clerk to arrange the Community Speedwatch meeting.

Councillor Furmedge had prepared a report on the portable air monitor which is shown as attachment to these minutes and would be working with a resident to progress its use.

234-18 Financial accounts 2024/25

The Parish Council noted the financial information provided by the Clerk.

Page 519

a. Financial report for the year 2024/25

Current account

Opening balance 31/08/24			£ 8810.68
Receipts			
05Sep2024	Hirst Charles (newsletter)	48	
30Sep2024	BARRIE L (newsletter)	8	
30Sep2024	UTILITY WAREHOUSE (refund)	597.04	
30Sep2024	FINE MEMORIALS LT (cemetery)	165	818.04
Payments			
02Sep2024	MDDC rates	-29.21	
02Sep2024	MDDC waste	-43.00	
11Sep2024	Enerveo Limited flashing lights	-4908.43	
12Sep2024	Upcott ground maintenance	-696.00	
12Sep2024	HMRC PAYE	-130.00	
12Sep2024	Halberton VH room hire	-256.00	
12Sep2024	Mrs S McGeever wages	-614.42	
12Sep2024	J Wooding newsletter distribution	-61.47	
18Sep2024	ICO	-35.00	
30Sep2024	Service Charge	-18.00	-6791.53
Closing balance 30/09/24			£ 2837.19

Reserve account

Opening balance 31/08/24		£25118.66
Receipts		
Interest		£ 197.47
Payments		
Closing balance 30/09/24		£25316.13

The cumulative bank reconciliation form had been produced in Scribe and was duly signed by Chairman. Budget information to be circulated to councillors and the six-month figures would be considered at the next meeting.

b. Payments to approve (Council):

The Parish Council RESOLVED to make the following payments:

Google workspace (September)	£ 48.00
Upcott's (ground maintenance - September)	£ 696.00
HMRC (PAYE - September)	£ 130.00
S McGeever (wages September)	£ 614.42
Brightsea (Newsletter)	£ 926.00
Councillor Slade (noticeboard magnets)	£ 4.49
Fasthosts (halerton.org)	£ 19.19
PKF Littlejohn (external audit)	£ 252.00
Cloud Next (website)	£ 7.20
Cloud Next (website)	£ 9.58
Clear Council (insurance)	£ 684.60

Page 520

Other information:

Trade Waste paid by Direct Debit £80.88 (6 months)

ICO payment (see payments above)

UW £599.44 (rebate)

Action: Clerk to set up payments and resend the login information to Councillor Batchelor.

Councillors Furmedge and Graham would authorise the key payments. Re-imbursements to Councillor Furmedge would be authorised by A N Other councillor.

In accordance with the new Financial Regulations, the Clerk would bring the paperwork for a Parish Council debit card to the next meeting.

c. Halberton Children's Recreation Ground

The Parish Council RESOLVED to hold the Annual General Meeting and review the Charity Return prior to the next Parish Council meeting (6.45pm start).

d. New Financial Regulations

The new Financial Regulations had been circulated to councillors in August 2024. Councillor Furmedge to review and pass any suggestions to the Clerk.

Action: Parish Council to review and approve at the next meeting

e. External Audit

The external audit has been completed and the report uploaded to the website by the due date of 30 September 2024.

233-19 Members business including meetings attended, and miscellaneous matters (not for decision)

Devon Council Climate Network

Nothing to report.

Connecting the Culm/Catchment Visioning Workshop

Nothing to report.

Cullompton Health and Wellbeing

Nothing to report.

233-20 Items for next meeting

- Dog bin at Rockview

- Pinch point opposite the Hickory Inn requires clearing and scalplings
- Rain water from a garage/shed being emptied onto Church Path
- Hedges at the Jubilee Park

233-21 Date of the next meeting

12 November 2024 – Halberton Children’s Recreational Ground – Annual General Meeting – 6.45pm

12 November 2024 – Parish Council Meeting – 7.00pm

to be held at Halberton Village Hall.

The Chairman closed the meeting at 9.15pm.

Signed: _____
Chairman

Date: _____

Page 521

HALBERTON PARISH COUNCIL

Item		Report pages
6	Mid Devon District Council matters a. To receive a report from the MDDC Council Member b. Grand Western Canal Group	3-14

a. To receive a report from the MDDC Council Member

b. Grand Western Canal Group

HALBERTON PARISH COUNCIL

Item		Report pages
7	Devon County Council matters To receive a report from the DCC Council Member	16-

Halberton Parish Council DCC Report November 2024

Firstly, I was very pleased with the outcome of the Greenway Landfill application at the DCC Development Management committee on October 23rd. I proposed the recommendation to refuse which was supported unanimously. I would like to thank all local residents who opposed the application and especially Nick Govier, who spoke on behalf of Halberton Parish Council.

Other news from Devon County Council:

Connecting Devon and Somerset (CDS) and Airband have announced that they have agreed to scale back Airband's contract agreements to deliver full fibre to properties in the region.

Both CDS and Airband remain committed to finding possible alternative delivery solutions for those communities who were due to receive fibre broadband.

CDS contracted with broadband supplier Airband, initially in 2016 to deliver fixed wireless infrastructure and additionally in late 2020 to rollout fibre broadband networks to communities across Devon and Somerset, with four contracts originally due to conclude at the end of 2024.

In total, Airband is contracted to deliver 55,493 premises. To date the operator has delivered 18,794 premises in collaboration with CDS.

However, following Airband's restructure earlier this year, the company is seeking to maximise take up across its existing network while slowing down on build activity which means it can no longer complete its contracted build for CDS in full. As a result, in April, Airband sought a change to its contract.

Detailed discussions have now concluded between CDS, Airband and Building Digital UK (BDUK) to resolve the situation and Airband has now committed to provide full fibre access to 8,377 more homes and businesses covered by the contracts, providing a total of 27,171 out of the 55,493 premises it was originally contracted to deliver. This additional build will further unlock fibre delivery by Airband to 10,997 non-contracted premises along the network build routes, giving an overall commitment to connect a further 19,834 premises in Devon and Somerset.

CDS is extremely disappointed to see a reduction in coverage by Airband but both parties are committed to continue working together to deliver better connectivity across the region. The next stage will be to finalise the relevant build plans and secure compliance approvals from BDUK.

CDS is also discussing alternative options with BDUK, the Government's national agency, responsible for the delivery of Gigabit Broadband.

CDS is urging BDUK to re-enable rural voucher applications to open promptly in communities where Airband will no longer be delivering. This should offer communities a potential alternative. At the same time CDS is seeking confirmation of the Devon and Somerset premises that will be connected under the nationally led contracts awarded to Openreach as part of the Government's Project Gigabit programme.

Colleges in Devon are working with us to provide more places specifically to support the further education of hundreds of young people with special educational needs and disabilities, (SEND).

At least 350 additional post 16 education places for young people with SEND will be created at Exeter College and PETROC College's two campuses in Barnstaple and Tiverton, thanks to a multi-million pound bid to the Department for Education (DfE) and Devon County Council.

The plans involve creating new on-campus facilities at the three sites, Exeter, Barnstaple and Tiverton, with dedicated, purpose-built spaces designed to meet the requirements of young people with a range of additional needs. The courses that the colleges will offer are currently under review and will be confirmed shortly.

The funding from the DfE is essential in providing quality further education, local to families in Devon, which

will help young people achieve better educational outcomes, leading to improved employment prospects and independent living.

The colleges are also developing a wide-ranging programme of support for young people with SEND, beginning even before students attend to help make the transitions from school or other educational setting to the colleges as positive as possible.

What do education, health and care plans cover and what do they not cover?

Parents and carers had told us that they have found it difficult to find good information about education, health and care plans (EHC plans, or EHCPs) – what they are, when they're needed, how to request an assessment and what the process is.

We've now updated the information on our website, to bring together all that information into one place, and to explain the process step by step to give parents and carers a clearer idea of what they are and what they involve.

You can [find the new guidance on our website](#).

Education, health and care plans are designed to support children and young people who have special educational needs and disabilities. It's a legal document that sets out a child's education, health and care needs and the additional support they require.

They identify what support a child should have, but there are things that EHC plans do not entitle a child to.

Here are some key things your child can receive through an EHC plan:

- The plan outlines the specific educational needs of your child and the additional support required to meet those needs. This could include specialised teaching methods, additional adult support, and tailored learning materials
- The EHC plan includes any health care provisions necessary for your child, such as speech and language therapy, occupational therapy, or mental health services
- If your child needs social care support, the plan will detail these needs and the services required, such as respite care, personal care assistance, or social skills training
- You may be entitled to a personal budget, which allows you to have a say in how the funding for your child's support is spent. This can be managed directly by you, by the local authority, or by a third party
- The EHC plan is a legal document, meaning the local authority is legally obligated to provide the support outlined in the plan
- The plan is reviewed annually to ensure it continues to meet your child's needs. Adjustments can be made based on your child's progress and any changes in their needs

However, there are certain things that education, health and care plans do not cover. Here are some of those things:

- The EHC plan does not cover standard educational expenses that all students incur, such as school uniforms, meals, or general school supplies
- Routine health services that are available to all children through the National Health Service (NHS) are not included in the EHC plan. This includes general practitioner visits, vaccinations, and standard dental care
- Costs associated with extracurricular activities, such as sports clubs, music lessons, or school trips, are typically not covered unless they are specifically related to the child's special educational needs
- While the EHC plan can include therapy services, it usually does not cover private therapy sessions unless specified and agreed upon by the local authority
- Transport to and from school is not automatically covered unless the child's needs make it necessary for them to attend school outside the school catchment area or it is specified in the plan
- The EHC plan can support children and young people to access structured learning activities up to the age of 25 but it does not cover university tuition fees or other higher education costs

What should be ordinarily available to help all children with their learning?

In considering whether an education, care and health plan is required for a child's needs to be met, it's important to consider what additional support is already available to help them with their learning. Children and young people do not necessarily need an EHC plan to access support to meet their SEND needs.

We recently published a new framework that sets out an expectation on mainstream schools, nurseries and

colleges in Devon to make available a common, high standard of additional and inclusive support for all their pupils. The intention is to bring all mainstream settings in Devon up to the same high standard of inclusive provision, but importantly, it will make it clear to parents and carers what level of additional inclusive support they should expect for their child at their place of learning.

You can [read more about the ordinarily available inclusive provision guidance on our website](#).

Public reminded to separate waste as Devon's recycling rate increases

Devon has maintained its position as having the second highest recycling rate in the country for Waste Disposal Authorities.

Figures published in the agenda of [Devon Authorities Strategic Waste Committee \(DASWC\)](#) show that recycling rates in Devon were 54.5 per cent during 2023/24, an increase of 0.5 per cent on the previous year.

DASWC comprises of Devon County Council (DCC), the Waste Disposal Authority, and Devon's eight district authorities who manage kerbside collections. It also includes Torbay Council who are a Unitary Council managing both their kerbside collections and their Recycling Centre.

We all work in partnership to deliver a sustainable, cost effective and efficient waste service.

The figures in the latest report include both kerbside collections as well as items brought in by householders and businesses into our 19 Household Waste Recycling Centres (HWRCs).

Additionally, new figures show that 78.7 per cent of items brought to HWRCs are recycled.

We've also seen a reduction in the amount of household waste being sent to landfill from 3.4 per cent to 1.3 per cent in 2023/24.

As always please get in touch if you wish to discuss any Devon County Council related issues.

Colin Slade

Devon County Councillor for Tiverton East.

Colin.slade@devon.gov.uk

07948 432942

HALBERTON PARISH COUNCIL

Item		Report Pages
8	Police matters To consider any correspondence from the Police and Crime Commissioner and the Council Advocate Scheme	17

Police Matters

Information circulated to Parish Councillors

Councillor Advocate Scheme

Councillor Browse to report

HALBERTON PARISH COUNCIL

Item		Report Pages
9	Vacancies on the Parish Council To consider and, if agreed, approve any applications received.	18

Emails have been sent to those who have previously expressed interest.

A call for councillors went into the latest Newsletter.

Consultation on remote meetings for Parish Councils

HALBERTON PARISH COUNCIL

Item		Report Pages
10	Consideration of Mid Devon District Council's planning applications The planning application with its supporting documents and comments made by the public and other consultees which are published on the MDDC planning website prior to the meeting will be considered as part of the Council's deliberations on planning applications.	19-21

New applications:

24/01472/MARM

Proposal: Reserved matters for the erection of 200 dwellings including access, appearance, layout, scale and landscaping following outline approval 17/01346/MOUT

Location: Land at NGR 301536 107900 North of Tiverton Road Cullompton

Site Vicinity Grid Ref: 301560 / 107570

Parish: Cullompton 21

Deadline for comments: 4 November 2024 extension to 14 November

24/01311/FULL

Proposal: Conversion of outbuilding to additional ancillary accommodation and erection of double garage with log store (following approved scheme 22/01012/FULL)

Location: Land and Buildings at NGR 300553 110978 (Bradley Farm) Ash Thomas Devon

Site Vicinity Grid Ref: 300553 / 110978

Parish: Halberton 25

Deadline for comments: 12 November 2024 extension to 14 November

24/01559/CLU

Proposal: Certificate of lawfulness for the existing use of agricultural building not built in accordance with condition 2 of planning permission 06/02095/FULL

Location: The Pethers Crown Hill Halberton

Site Vicinity Grid Ref: 299994 / 112558

Parish: Halberton 25

Deadline for comments: 12 November 2024 extension to 14 November

24/01576/CAT

Proposal: Notification of intention to fell one Ash tree within the Conservation Area

Location: 1 Chapel Close Halberton Tiverton

Site Vicinity Grid Ref: 300735 / 112962

Parish: Halberton 25

Deadline for comments: 15 November 2024

23/01542/HOUSE

Proposal: Erection of two storey rear extension

Location: Meadow Lea Uffculme Cullompton Devon

Grid Ref: 304778 : 112764

Parish: Halberton 25

Revised Drawings

Deadline for comments: 25 November 2024

Existing applications:

21/01576/MOUT

Re-determination of Appeal

Proposal: Outline for the extension of existing business park for up to 3.9ha of employment land and up to 150 dwellings with associated infrastructure and access with all other matters reserved - APPEAL DISMISSED 20.10.23 - Quashed by High Court of Justice 05.06.24 - Redetermination of Appeal

Location: Land at NGR 298976 112882 (Hartnoll Farm) Tiverton Devon

Application No: 21/01576/MOUT

Appeal Ref No. APP/Y1138/W/22/3313401

Appellants Name: Waddeton Park Ltd

Information relating to the appeal which starts on 26 November 2024 has been circulated to councillors and the Parish Council's representative at the appeal.

23/01141/FULL

Proposal: Variation of condition 13 of planning permission 22/00868/MFUL (Removal of condition 13 of planning permission 17/01142/FULL - further noise assessments) relating to the submission of a noise assessment

Location: Land at NGR 299621 112764 (Red Linhay) Crown Hill Halberton

Application No: 23/01141/FULL

Appeal Ref No. APP/Y1138/W/23/3334670

Appellants Name: Mr John Clapp

Decision awaited.

Enforcement

Outstanding Enforcement issues will be placed on the agenda as and when there is further information. There are currently 13 enforcement issues in the parish of Halberton. A meeting with the Enforcement Officer has been requested.

HALBERTON PARISH COUNCIL

Item		Report Pages
11	Consideration of Mid Devon District Council's Planning Decisions	22

The following decisions have been received:

24/00557/FULL – APPROVED – 14/10/24

Proposal: Change of use of agricultural building to Use Class B2 (General Industrial)

Location: Venn View Barn Sampford Peverell Tiverton Devon

24/01356/CAT – APPROVED – 14/10/2024

Proposal: Notification of intention to fell 7 Cherry Trees and 1 Conifer; remove dead branches from 1 Cherry Tree within the Conservation Area

Location: 43 High Street Halberton Tiverton Devon

24/01269/HOUSE – APPROVED – 22/10/2024

Proposal: Erection of an art room

Location: Channings Brithem Bottom Cullompton Devon

24/01309/HOUSE – APPROVED - 23rd October 2024

Proposal: Erection of detached garage

Location: Acacia Cottage Sampford Peverell Tiverton Devon

24/01303/TPO – APPROVED – 25/10/24

Proposal: Application to pollard 1 Holm Oak tree and raise the crown of 1 Silver Birch tree by 4m protected by Tree Preservation Order 05/00008/TPO

Location: 15 Green Acre Halberton Tiverton Devon

24/01399/CAT – APPROVED – 28/10/24

Proposal: Notification of intention to fell 1 Acer tree and 1 Palm tree within the Conservation Area

Location: 9 Lower Close Halberton Tiverton Devon

HALBERTON PARISH COUNCIL

Item		Report Pages
12	Highways matters and the Road and Snow Warden Schemes	23

Update and any new matters to report excluding those reported under the Traffic Committee:

a. Potholes

Repairs continue to take place across the Parish.

b. Road Warden Scheme

Councillors Browse and Furmedge are the Parish Council's Road Wardens

Councillor Furmedge - Still awaiting strimmer training

Lower Town pavements etc.

Update on work undertaken

c. Snow Warden Scheme

Councillor Batchelor to update on moving salt

HALBERTON PARISH COUNCIL

Item		Report Pages
13	Amenity matters	24-25

Update and any new matters pertaining to the amenities located within the parish.
Given the setting up of the Recreation and Amenities Working Group – items under their Terms of Reference have been moved to a separate agenda item.
General safety checks on all Parish Council assets should be carried out.

a. Platinum Jubilee Car Park

A second bin has been installed.

Dog fouling in the amenity area.

b. Footpaths

Councillor Furmedge

- Verbal update on P3 submission
- Update on DCC PRoW cabinet proposal

c. Cemetery

i) Grave lowering completed

Action: Clerk to contact EROB holders - ongoing

ii) safety inspection of the gravestones completed - ongoing

Action: Clerk to contact EROB holders

iii) Noticeboard

With Councillor Batchelor for installation.

iv) Gravel pathways

Councillor Batchelor to report

v) Wood from fallen tree

Councillor Batchelor to report

d. Defibrillators

Update from Councillor Graham.

Action: Councillor Graham/Clerk

e. The Orchard Car Park

Following a meeting with Andrew Jarrett, a proposal for MDDC to allocate the 5 car parking spaces as Residents Permit Parking will go forward to Cabinet.

Report being prepared for the meeting is awaited.

f. Ground Maintenance

A meeting with the current contractor is being arranged to cover all aspects of the ground maintenance contract and discuss any improvements to the schedule.

Due to the mild autumn, additional cuts may be needed.
Decision to approve additional expenditure required.

g. Bus shelters

The work has been completed.

h. Parish Maps

An updated parish map following the boundary changes is now available.

A request has gone to PROW to have two A4 footpath maps.

i. Postbox at Pethertons

The office of the MP for Tiverton and Minehead has forwarded information to say that the post box will not be reinstated.

Direct correspondence has been received and the paperwork completed and sent for a request for the post box to be reinstated.

HALBERTON PARISH COUNCIL

Item		Report Pages
14	Recreation and Amenities Working Group	26

Councillors Batchelor, Browse and Campbell to raise any issues relating to:

a. The Mead

- Quotes for work to be undertaken on the path from the Jubilee car park
- Request to install football nets
- The new lease starts in March 2025 – details of the equipment to be installed together with risk assessments needs to be sent to DCC.

b. Community Growing Area

The request to allow stock fencing to be used has been approved.
Legal documentation awaited before the works can go ahead.

c. Halberton Children's Recreation Ground

i) update on installation of new equipment and financing

General Fund Halberton (Pre 2015) £ 9,179.81

Towards the provision of inclusive equipment for play, sports and recreation £ 1,442.00

Total amount £10621.81

Then £1000 from Cllr Slade from the Locality Budget making a total of £11621.81

Shortfall £3570.18

Applications to go to Community Growing Fund and Heathcoat Amory.

ii) monthly safety report

iii) ROSPA report actions

Report on fencing

iv) safety gate instead of five bar gate

The school is in the process of paying for the gate.

Payment for the posts is awaiting authorisation under Finance.

v) work is ongoing on finding the additional funding required

d. Fund raising

e. Mid Devon Wildlife Warden Scheme

f. Ideas for solar farm cooperation

HALBERTON PARISH COUNCIL

Item		Report Pages
15	Community items	27

To consider any other community matters.

a. Council IT tools Working Group to include Facebook page/Website/Communicating with Parishioners
Councillor Furmedge - Update on Google Workspace review

b. Internet connectivity Working Group

It was agreed this item would be removed from the agenda but there has been an update from DCC that the Airband project is coming to an end.

- Update on situation with Airband / CDS and fibre deployment within parish

c. Anaerobic Digester Liaison Committee

Email circulated the potential date of 26 November which is the start of the appeal.

Action: Clerk awaiting response from councillors

d. Flies in Halberton

EHO notice in place

e. Neighbourhood Watch Scheme

Update from Mr D Charles

f. Emergency Plan

The Clerk is liaising with Councillor Batchelor to put together a draft plan updating the existing plan to the new format. A meeting will be held for residents and funding applied for.

h. Neighbourhood Plan

Funding is available to start the process of an neighbourhood plan (£10,000). It would be useful to have a consultant outline the processes

i) Signs for Footpaths

Councillor Browse and the Clerk have walked the route, identified the signage required and quotes are awaited for the making of the signs.

HALBERTON PARISH COUNCIL

Item		Report pages
16	Newsletter Working Group	28

The Newsletter Working Group met on 29 October 2024 and the minutes circulated.

In the absence of Councillor Batchelor, Mr Charles undertook to try to raise the revenue received from advertising.

There will be a shortfall of income versus expenditure of about £100 per issue up to end of the financial year.

HALBERTON PARISH COUNCIL

Item		Report pages
17	Traffic	29-30

Devon Countywide Local Cycling and Walking Infrastructure Plan (LCWIP)

Parish Council response to be agreed.

Devon and Torbay Local Transport Plan (LTP4).

Parish Council response to be agreed.

Ongoing Halberton matters:

Flashing lights at the school in Lower Town
Setting up the work and purchasing the lights is in hand.
Action: Clerk to monitor

The pavement at Church Path – ongoing
The wall alongside Church Path is quite overgrown and impacting road safety.
Letters ready to be delivered.

The solar batteries for the VAS units have been received.
Councillor Batchelor/Browse to report
Councillor Furmedge - Verbal update on data collection

Potential pavement at The Hickory Inn – dependent on The Orchard and double yellow line application

Lorries on the Halberton to Willand road – a meeting with DCC Highways and Safety Officers and PC Tim Walsh has been organised for 2 December 2024

Rose Cottage Bridge – as and when re-surfaced

Lorries between Halberton and Brithem Bottom – asked for signage to be moved

Community Speed Watch

Councillor Browse has undertaken the training.

Action: Councillor Browse/Clerk to organise a meeting

20mph limits

The Clerk is also looking into the cost of a parish council funded 20mph limit for Lower Town – response awaited from Devon County Council.

The Clerk has submitted a new application for the DCC funded programme.

Portable Air Quality Monitor

- Update on activities since last month

HALBERTON PARISH COUNCIL

Item		Report pages
18	Financial accounts 2024/25	31-32

a. Financial report for the year 2024/25

Current account

Opening balance 30/09/24		£ 2837.19	
Receipts			
Precept		£13555.00	
Transfer		£ 5000.00	
Newsletter		£ 376.50	
Cemetery		£ 40.00	£18971.50
Payments			
Service Charge	5.40		
Transfer to 20502397	12500.00		
Direct Debit (UTILITY WAREHOUSE)	653.83		
B/P to: PKF Littlejohn	252.00		
B/P to: Clear Insurance	684.60		
B/P to: Upcott	696.00		
B/P to: Brightsea Print	926.00		
B/P to: HMRC	130.00		
B/P to: Mrs S McGeever	614.42		
Direct Debit (MDDC DIRECT DEBITS)	43.00		
			£16505.25
Closing balance 31/10/24		£ 5303.44	

Reserve account

Opening balance 30/09/24	£25316.13
Receipts	
Transfer	£12500.00
Payments	
Transfer	£ 5000.00
Closing balance 31/10/24	£32816.13

Cumulative bank reconciliation form produced in Scribe to be signed by Chairman.

b. Payments to approve (Council):

Google workspace (October)	£ 47.79
Upcott's (ground maintenance - October)	£ 696.00
HMRC (PAYE - October)	£ 130.20
S McGeever (wages October)	£ 614.22
C Graham (newsletter distribution)	£ 30.00
McVeigh Parker (gate posts at the recreation ground)	£ 238.99
D Willaims (bus shelters)	£ 393.35
Parish Online (mapping)	£ 96.00
R Saunders (hedging)	£ 40.00

Other information:

UW £651.43 (overpayment)

c. Halberton Children's Recreation Ground

Annual General Meeting – Charity Return

d. New Financial Regulations

Circulated to councillors in August 2024.

e. NALC recommended pay rise effective 1 April 2024

The increase for a full-time employee is £1290. This is approximately an increase of 67p per hour.

f. Budget and precept

Budget information to be circulated to councillors prior to the meeting to be considered when setting the precept.

g. Unity Debit Card

Completion of the unity debit card paperwork.