

**EAST BRIDGFORD PARISH COUNCIL
MINUTES OF THE MEETING HELD ON MONDAY 2 MARCH 2015 AT 7.30 PM IN THE
METHODIST CHAPEL**

Present:	Chaired by Chairman Cllr P Clarke Cllrs, D.Atkins, D Meylan, T Hartfield, P Bancroft, R Hunt, N Hall, N Lawrence, T Norman, T Strutt,
Also present:	Mrs J Barlow (Clerk) EMF Temple (Deputy Clerk) County Cllr K Cutts Mr and Mrs Youngs Dawn Fearn Wood and Gillian Lewis (website managers)
1.	<u>To make Declarations of Interest in any matter on the agenda</u> Cllr Atkins on the Community Plan Cllrs Atkins and Meylan on the planning application for 97 Main Street. Cllr Strutt on the Academy and the mowing of the playing field
2.	<u>To receive apologies for absence</u> Cllr Turner
3.	<u>To consider the minutes of the meeting held on 2 February 2015 and when approved to sign them as a true record</u> It was proposed by Cllr Atkins and seconded by Cllr Bancroft that the minutes be approved. Agreed unanimously.
9.	This item was brought forward. <u>To discuss matters relating to the village website (to include protocol, information on parish council pages) and recorded under item 9 below</u>
10.	This item was brought forward. To discuss and approve expenditure on upgrading Parish IT system, hardware and telephone and recorded under item 10 below
4.1	<u>To receive reports on matters arising from the minutes (not dealt with elsewhere on the agenda) and to answer questions from Councillors</u>
4.1	<u>Loan to the Pre-School Group</u> The Pre-School Committee has not yet met.
4.2	<u>Footpath 3, Browns Lane to Butt Close</u> Jane Baines of Notts CC Footpaths who has spoken with the residents and it may be that the gravel surface will be changed to something else, by a resident. Changes have been made but not quite right yet it was considered. Action. Clerk to contact Jane Baines.
4.3	<u>Gravel extraction at Shelford</u> Cllr Cutts believed that there were something approaching 4,000 objections. It was discussed by Notts CC at a meeting in late February but we do not yet know the outcome.
4.4	<u>Speed limits round the village</u> The Clerk has responded to the Notts CC consultation on changes to the speed limits around the village, advising that we had been led to believe the 30mph sign on Butt Lane would be placed closer to the flyover than currently shown but it seems that where it is now, will be the final location..

<p>4.5</p>	<p><u>Donations Policy</u> This concept was discussed in January and met with general approval in principle. Action. Clerk will prepare a draft for discussion at the next meeting of the Executive Committee.</p>
<p>4.6</p>	<p><u>Millennium Sign outside the Post Office</u>, which has its back plate coming off. Cllr Clarke reported that the back plate has some small areas where the paint has eroded and rust has begun. Paint has been purchased and the areas will be repainted when the weather is suitable. But not yet. He hopes to do this during March.</p>
<p>5.</p>	<p><u>To receive public comment (the meeting was adjourned for the duration of this item)</u></p> <p>To discuss the suggestion received regarding a permanent footpath round Butt Field</p> <p>Mrs Youngs submitted a proposal that a better walkway surface be installed round the football pitch at Butt Close at the end furthest away from College Street. It was considered unlikely that any contribution to an improved walking surface would be made by either Notts CC or by the Academy.</p> <p>Comment was made that while this seems desirable, last time it was raised some five years ago, the concept proved to be highly contentious within the village and did not proceed.</p> <p>Cllr Atkins reported that the plan at present was to extend on 23.03.15 the access drive from College Street by another 12 feet in, plus some hexagonal plastic mats.</p> <p>It was agreed to keep this proposal in mind under positive review, and to see whether it would be suitable to extend the hexagonal plastic mats area after installation. To be reviewed later in the year.</p> <p>The Chairman thanked Mr and Mrs Youngs for attending and explaining.</p>
<p>6.</p>	<p><u>To receive the Chairman's Report</u> The Chairman's Report had been circulated prior to the meeting and is attached as an Appendix to these minutes.</p> <p>On 20.03.15 at 11, .R Jenrick MP is to be opening Home Instead at the former medical centre and the Chairman is attending.</p> <p>Home Instead Senior Care East Nottinghamshire and Melton Mowbray is independently owned and run by Richard and Jo Aram with the help of Care Manager Helen Speed. The Home Instead Senior Care office in East Bridgford is part of the award winning international franchise company that is changing the way care is delivered in the UK. Its website says that it is recognised as a high quality and lower cost alternative to a nursing or residential home, and nationally it has won numerous domiciliary care awards for the in-home care that it provides. It also specialises in cases of dementia, palliative care and disablement, with staff who are properly trained to help clients with these needs. It also provides respite care in the home in cases of people seeking a holiday or break.</p>

<p>7.</p> <p>7.1</p> <p>7.2</p> <p>7.3</p>	<p><u>To consider and make recommendations on planning applications and receive RBC decisions</u></p> <p>PLANNING APPLICATIONS RECEIVED in February 2015</p> <p>15/00106/FUL Mr and Mrs F Meylan 97 Main St. NG13 8NH Extension to existing car port Proposed by Cllr Bancroft, seconded by Cllr Hunt that there be no objection; agreed unanimously other than Cllrs Lawrence, Atkins and Meylan who abstained</p> <p>14/01505/FUL Heather Allen and John Bach 105 & 107 Main Street NG13 8NH Window alterations to original approved plans for two storey rear extensions with accommodation in roof space, single storey rear extensions (11/01192/FUL) retrospective. Proposed by Cllr Strutt, seconded by Cllr Atkins that there be no objection to retrospective approval of alterations to rear of 105/107 Main St. Recommend condition to re-instate the front hedge and garden. Agreed unanimously other than Cllrs Lawrence, who abstained.</p> <p><u>Decisions yet to be made on the following;</u></p> <p>14/02554/FUL. Ms E Robens East Bridgford Hill, Kirk Hill Majority change of use of ground floor and grounds for the use of specialised celebratory events. No objection.</p> <p>Notts CC Road Traffic Order for 2015 , consultation ref 2038/01 Changes to speed limits in Butt Lane, near the Medical Centre, and in Kneeton Road / Lammass Lane.</p> <p>PLANNING APPLICATIONS GRANTED OR REFUSED during February 2015</p> <p>14/02162/REM Mr E Tarbatt Bridgford Garden Centre, NG13 8LA Approval of some of the reserved matters</p> <p>14/02482/FUL Mr Andy Hunt Site of demolished property at 34 Cross Lane now Bramley Close Automatic gates and fencing to site entrance, erection of dwelling and garage (plot1) Objection filed about security gates. Permission granted</p>
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14/02501/FUL
Mr and Mrs R. Hand
17 Browns Lane NG13 8NH
Two storey house with parking and detached garage.
Permission granted

14 /02655/ FUL
Ms Rachel Christensen,
56 Main Street, NG13 8PL
Single storey extension, + 3 roof lights to existing roof slope.
Permission granted.

14/02536/FUL
Dr Benedict Sherwood
26 Kneeton Road NG13 8PH
Ground floor and first floor extensions, and new roof over existing garage.
Permission granted

15/ 00014/FUL
Mrs Anne Currie
34 Main Street NG13 8NH
Ground floor alterations and pitched roof.
Permission granted

7.4

The planning application process

Comments by Cllr D Meylan (DM). Removal of planning conditions, the Parish Council (PC) relies on RBC planners to inform us eg agricultural tenancy on a farm worker's cottage) and as far as he can see, this works.

1. DM spoke to Mr Hilton a planning officer at RBC about changes to a planning application. He said that significant changes would be notified to the PC.
2. DM asked who checks that a scheme has been built according to the approved planning data. He said that Planning at RBC does not do this; they rely on local people to draw attention to any built changes from the drawn and scheduled information... (DM believes that the PC is not aware that Planning do not now carry out checks)...
3. Additional information is often required by Planning at RBC before building commences eg landscape schemes, details of facing and roofing materials, protection of trees and hedges, means of enclosure and so on. These are now scheduled for later submission for approval in the grant permission / notice of planning permission plus data in the approved drawings and descriptions.

Planning at RBC does not usually send to the PC these details. Possible important planting goes by default. Often quite a time before planting is done and the PC is not fully aware of the requirement.

The grant permission documents appear to be thorough and some of our comments are taken on board.

4. The big question is, does the PC regard it as an essential function so that the PC makes available all the documents in an approved planning application to the parishioners and public? We place the formal notice on the village notice boards, one of us has the (usually inadequate) paperwork

	<p>supplied by RBC (It usually ends up with Cllr Meylan for review) so is available to any villager who asks for it and it is also available for inspection online at RBC.</p> <p>5. Does the PC regard it as part of its duty to check that a scheme has been carried out in accordance with the approved application; especially as it appears that Planning at RBC do not do this? Any breaches of a planning application reported to RBC would have to be acted on by them.</p> <p>6. DM is finding it difficult to look up on the computer the RBC data, particularly after a longish period where several alterations have occurred on one site.</p> <p>This could mean that the PC will need to schedule and store all the data we receive on all planning applications including the PC's guidance comments. Our Borough Councillor receives a considerable amount of information that he has to deal with in response that given that the PC is not "required" to be consulted at all, and that the PC is usually not given all the details pre-application when notified by RBC, and certainly nothing at all post planning approval, it seems wrong to implicitly impose on the PC some form of implied obligation to monitor post approval compliance with planning conditions (which is separate from building regs approval).</p> <p>That is responsibility and potential liability on the PC, but without power.</p> <p>It would also impose on the PC other obligations to keep planning application full records AND to obtain missing details if we knew what these were, AND to track compliance post approval.</p> <p>Cllr Lawrence said he had been told that nothing had changed at Rushcliffe BC. There are three different aspects:-</p> <ol style="list-style-type: none"> 1) Preconditions which must be met before any building work starts. This is not generally a problem, 2) Landscape schemes, details of facing and roofing materials, protection of trees and hedges, means of enclosure and so on. These are now scheduled for later submission for approval in the grant permission / notice of planning permission plus data in the approved drawings and descriptions. Rushcliffe often do not know when the main building work has been completed, and for many years have relied on local neighbours to notify RBC if these conditions are not satisfied. 3) Building Regs approval is quite separate and is not generally a problem. <p>Cllr Meylan's comments were noted.</p> <p>Cllr Meylan added that he proposed to make representations to the planners at Rushcliffe BC about issues relating to removal of planning conditions.</p> <p>7.5 <u>Security lighting at the Garden Centre.</u> A resident has contacted the Council about concerns arising from security lighting at the Garden Centre. These concerns centre on their opinion that the lighting has an intrusive effect on the nearby by-ways and wildlife habitats. The Council is aware that further development is taking place at the Garden Centre. Action Clerk to write to the manager regarding the lighting to see if a solution can be found.</p>

8.	<u>Finance</u>
8.1	<u>To receive the Statement of Account to 26 February 2015 and approve and sign the Schedule of Payments</u>
	<p>The Statement of Account and Schedule of Payments is attached as an Appendix to these minutes and had been circulated to Councillors prior to the meeting.</p> <p>RESOLVED: To accept the Statement of Account to 26 February 2015 and the Schedule of Payments for March 2015 Proposed by Cllr Bancroft, seconded by Cllr Strutt and all in favour</p>
8.2	<p><u>To receive the RFO's Report</u></p> <p>The RFO passed a copy of the February 2015 bank statement to the Vice-Chairman for checking and signing off. Proposed by Cllr Bancroft, seconded by Cllr Hunt. and passed unanimously,</p>
9.	<p><u>To discuss matters relating to the village website (to include protocol, information on parish council pages)</u></p> <p>It was reported to the Council that there were three domain names, .com, .net and .org. All point to the .com website which is the only PC website. The East Bridgford Village Website is operated on behalf of the East Bridgford Parish Council.</p> <p>The website hosting company is "Primary Site". <i>Welcome to PrimarySite ...We are the UK's leading provider of websites for primary schools and academies. Having worked with more than 3,200, our experience, knowledge and understanding of primary schools and web design mean you too can benefit from:</i></p> <p>It was considered that it might be more suitable to review the website host position, as a Parish Council inside a set-up geared to Primary Schools, is or may be out of place.</p> <p>It would be useful to have a website which can be easily updated by the website managers.</p> <p>The present structure is that village groups have their own separate websites (eg Drama Group, Flower Club, WI, local history), The Council preferred the future structure of the site to be that access to village groups should be by hypertext links from the central Village website to the village groups, rather than forcing a visitor to the Village website to leave it and re-enter a specific site for the village group.</p> <p>There is a Community Zone where there is such a reference but predictably, the groups are more concerned about keeping their own websites up to date than making sure that the PC's website has the right details of contacts points etc. This fragments information on forthcoming events and it would be helpful to have a place in the website for a calendar of forthcoming events. Or make better use of the <u>News, Information and Activities for the Community</u> section of the website.</p> <p>An 'Alert' page will be included for things such as road works, and the website will</p>

take into account forthcoming changes in the Council's own IT and communication systems.

What should go on the village website? Agreed that the PC would not accept advertising for profit-based commercial organisations, but that did not prevent for example a note by the Drama Group announcing a new play being presented in the Village.

It was agreed that if the website managers are uncertain about any aspect of what to accept on the site, they should ask the Clerk for a ruling who is authorised to give it.

What about other notices received by the Clerk eg forthcoming road works, road closures, flooding, and meetings of patients' groups at the medical centre? Agreed that road works in the village should go on the village website, but not for outside the Parish unless it directly affects a main traffic route eg over Shelford Top to Radcliffe.

It was noted that the PC would need to contract direct with any new web hosting company and that there was no written contract between the website managers and the Council

Action The Clerk and Cllr Bancroft to discuss details further with the website managers and to report back with progress.

10.

To discuss and approve expenditure on upgrading Parish IT system, hardware and telephone

As agreed, the Clerk has consulted Brian Haynes who recommended that:-

- a) The Council purchase a dedicated laptop for the Council's exclusive use and all council data on the Clerk's personal computer will be transferred across to that.
- b) The laptop is so set up to have "drop boxes" within it, which is a sort of electronic filing system which can hold all the correspondence and data. This will be able to be accessed by Cllrs on use of a password but financial data and records will only be accessible by the Clerk/RFO.
- c) The cost of the set up would be:-

Laptop	£550
Office 365	£210
Switch for use between the Clerk's personal computer and the PC's laptop	£30
Total capital cost	£790. + VAT

There would also be one-off consultancy fees payable to Brian Haynes of £600 + VAT plus a relatively small amount of PC monthly costs of less than £40 a month.

RESOLVED that the Clerk be authorised to purchase such capital equipment and to engage Brian Haynes to install it, set it up and give the necessary training and that these costs be approved subject to a maximum of £1500 AND to purchase a new parish telephone with booster at a cost of £170. Proposed by Cllr Norman, seconded by Cllr Bancroft and a majority in favour.

<p>11.</p>	<p><u>To discuss the request received from the Tennis Club for an extension of playing hours by opening the courts at 7.00am and not 8.00am.</u></p> <p>A request from the Tennis Club to extend its playing hours from 8am to 7am in the morning was refused by a majority decision on the grounds that it was likely to increase noise for neighbouring properties.</p>
<p>12.</p>	<p><u>To discuss arrangements for the Annual Parish Meeting</u></p> <p>The Annual Parish Meeting is on Thursday April 23rd at 7.30pm in the WI Hut. Speakers will include a presentation by a local First-Responder group.</p>
<p>13.</p>	<p><u>To discuss matters relating to the forthcoming Parish Council elections (7 May 2015)</u></p> <p>Elections to the Parish Council take place on 7th May at the same time as the General Election.</p> <p>Nomination packs are now available from the Civic Centre for prospective candidates wishing to stand in the Parish and Town Council Elections to be held on 7 May 2015.</p> <p>All packs will also be available on the RBC website at http://www.rushcliffe.gov.uk/elections/elections2015/ should you require additional packs or extra forms. It is anticipated that these will be available on the Website by 06.03.15.</p> <p>Nominations Process</p> <p>The Notice of Election will be published on 23 March 2015 and this is the start of the legal election process. Any candidate wishing to stand as a parish/town councillor must then do so by completing a set of nomination papers. Nominations must be submitted by all existing parish/town councillors should they wish to be re-elected in addition to any other people who may wish to stand.</p> <p>A change this year is that all sets of nomination papers must be delivered by hand to the Civic Centre. It is not legally allowed to accept any papers sent in the post. Any Papers received in the post will not be processed or accepted. To assist this, it is planning on offering the opportunity for nominations to be delivered and checked up to 7pm on 24th, 25th and 26th March in addition to the other dates and times available to assist candidates who may not be able to arrange for them to be delivered during the day. However it will only offer these times if there is a demand for it and are encouraging that appointments are made by candidates for nominations to be received and checked.</p> <p>Requests for appointments can be e-mailed to elections@rushcliffe.gov.uk or by telephoning 0115 9148 216.</p> <p>If there are no appointments made for any of the evenings on these dates prior to publishing the Notice of Elections then it will not include these evening times in the Notice of Election. It would therefore like candidates to contact RBC and make appointments as soon as possible for their nominations to be checked. Action:-All Cllrs wishing to stand for reelection to pass their papers to Cllr Clarke by 23 March 2015 and he will deliver them to Rushcliffe BC.</p>

<p>14.</p>	<p><u>To receive an update on the Butt Close Improvement Project and consider quotations/approve expenditure on trim trail equipment</u></p> <p>Cllr Atkins reported on the Trim Trail a.k.a the Fitness Trail. Plastic sheeting was removed by a Working Party at 10.00am on 17 January, a risk assessment was completed before work started, but is yet to be passed to the Deputy Clerk.</p> <p>Action: - Cllrs Atkins, Turner and Bancroft to meet to recommend to the Council their preferred location of the Fitness Trail and details of the items recommended to be purchased. Yet to take place. It was noted that £10,000 had been set aside for purchase of the equipment and that costs are slightly higher than expected after installation costs are factored in. It was hoped that they would be able to return to the Council in April with a fixed price (including installation) of no more than £11,000, agreed with a recommended supplier and installer.</p> <p>Rolling has not taken place yet but it was agreed should do so soon, this is the right time of year for doing so.</p>
<p>15.</p>	<p><u>To discuss the proposal for a memorial for the late Garth Powell</u> Mrs Powell is interested in the Cuttle Hill Project but also a Village Trail with leaflets to be available in the Car Park. To be discussed further.</p>
<p>16.</p>	<p><u>To discuss the suggestion received regarding a permanent footpath round Butt Field.</u> See public comment item 5 above.</p>
<p>17.</p>	<p><u>To receive an update regarding ownership of Springdale (Millennium) Wood</u></p> <p>Cllr Atkins reported that a meeting had taken place with the Woodland Trust and discussions were continuing. The text of a notice to display at the site was approved unanimously and the lease is yet to be issued. It will be for 999 years, and it was noted that if the Friends dissolve, costs of maintenance will fall on the Parish Council. There will be break clauses either way.</p>
<p>18</p>	<p><u>To consider matters arising from the review of Parish Documents</u></p> <p>18.1 <u>Bus Shelter</u> Fraser Brown is dealing with the land registration. Ongoing.</p> <p>18.2 <u>Wharf registration</u> Fraser Brown is dealing with the land registration. Ongoing. There has been some difficulty with identity of the land but Cllr Hunt as the tenant said that he was satisfied that the issue had been resolved and he is quite content. Clerk to report this to Fraser Brown. Cllrs Atkins and Hunt to agree a position to go back to Fraser Brown with details.</p> <p>18.3 <u>Wharf Lease</u> Nothing to report on this until the land registrations have been completed.</p> <p>18.4 <u>Mowing of Butt Close</u> The East Bridgford Church of England School was granted by Notts CC £4,000pa or so for all maintenance (school buildings and grounds plus a contribution to the field mowing) which went straight back to Notts CC under a different budget head. The</p>

	<p>Clerk explained that the direct mowing costs are only £1,343.75pa (confirmed by Mark Walton) and this was paid by Notts CC to Mark Walton's team within Notts CC. No cost to the Parish Council. So the cost to the CC for primary mowing is £1,343.75 pa, the PC pays much more than that to third parties from its own resources on other issues on the field and pavilion.</p> <p>The Cricket Club pays for the secondary cut on a Friday.</p> <p>The Academy has apparently been threatened by Notts CC that if it fails to pay £3-4K pa to Notts CC, Notts CC will deprive them of the use of the field.</p> <p>The PC has been told by Notts CC that unless Mark Walton's team is paid for its mowing by the Academy, there will be no mowing done after 31 March 2015.</p> <p>A meeting has been arranged at the Academy for 4 March at 7pm, between Mr Maddison and Mr Golightly for the Academy, and Cllrs Turner and Hartfield and the Deputy Clerk, for the Parish Council. The Council emphasised its support of the Academy and said that the PC just wanted the field mowed as hitherto, at no cost to the PC, and for the pupils to be able to use the field as hitherto.</p> <p>18.5 <u>Expenses at Butt Close</u> It is understood that the Sports Club is having another meeting shortly and will then give a response to the Council's suggestions on expenses.</p> <p>18.6 <u>Sports Club Pavilion</u> Slipping roof tiles on the Pavilion due to balls being kicked onto the roof. Cllr Turner had reported previously that the Club is still looking into the possibility of retiling the front elevation with tiles to be nailed on. There appears to be no change to this position. The new draft lease to the Sports Club on repair liability reads:-</p> <p><i>Pavilion The Sports Club shall maintain at its own expense the Pavilion to the standard of repair and condition shown in the attached Schedule of Condition and the Sports Club shall maintain at its own expense good and sufficient CCTV coverage in respect of the Pavilion and in particular the Sports Club shall at all times during the lease put and keep the Pavilion in a clean and tidy condition with its windows cleaned regularly.</i> Ongoing.</p> <p>19. <u>To receive recommendations from the Allotments and Open Spaces Committee with regard to</u> (i) Reducing the number of allotments ii) Advertising vacancies iii) The rent to be charged for the two areas of 'allotment land'</p> <p>RESOLVED:- That the rent on 2.5 acres be increased by 9.85% from £138.25pa to £151.86pa and that on the smaller area, the rent be increased from £15.74 pa to £17.29pa. Both wef 01.04.15. Proposed by Cllr Meylan' seconded by Cllr Strutt, and passed unanimously.</p> <p>RESOLVED:- that the vacancies be advertised in the village magazine, the website, and on the village notice boards. Proposed by Cllr Meylan seconded by Cllr Strutt, and passed unanimously.</p> <p>Cllr Hartfield agreed to design notices to display at the allotments and pass them to Cllr Hall.</p>
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20.	<p><u>Monthly list of outstanding issues</u></p> <p>Double yellow lines around the village –ongoing Sports Club Lease – being negotiated with Sports Club via Fraser Brown Overgrown hedges – ongoing Old A46 Fosseyway junction, signing improvements and lighting 30mph sign on Butt Lane - ongoing Replace tree at 52 Kneeton Road Welcome packs for newcomers to the village Flooding, blocked/overgrown gullies & ditches on Kneeton Rd – work has been done on this. Seats to be re-varnished around the village Kicking goal on Butt Close. Waste bin to fit outside Pavilion Nominations of Assets of Community Value Wharf lease, see 18.2 and 18.3 above</p>
21.	<p><u>To consider whether there are any consultation issues arising from the agenda</u></p> <p>None</p>
22.	<p><u>To consider whether there are any insurance / risk assessment issues arising from the agenda</u></p> <p>22.1 The possible acquisition of Springdale Wood by the Parish Council, relying on Friends of Springdale Wood to maintain it. Insurance cover needs to be in place.</p> <p>22.2 The Bridgford Street track, look again at the Wharf Drive at the Marina.</p> <p>22.3 The Deputy Clerk reminded the meeting that the head lease to the Parish Council put an obligation on Notts County Council as follows:-</p> <p><i>[Notts CC must] Ensure that the Pupils of the School are properly and adequately supervised during the time when the Pupils use the Property and to indemnify the Tenant from and against all action proceedings expenses costs damages claims and demands whatsoever in respect of all damage and injury of every description which may be caused to or suffered by any pupil teacher servant agent or employee of the School or any third party arising out of the use of the Property by the Pupils of the School.</i></p> <p><u>22.4 draft Sports Club lease</u> Exact boundaries of lease to be agreed with Sports Club, waiting to hear from them.</p> <p><u>22.5 Lease of Butt Close to Sports Club- insurances issues</u> The Deputy Clerk reported on a briefing he had had from David Palmer of Came & Co Insurance Brokers on Butt Close Insurances with the insurer Aviva.</p> <p>When talking about a duty of care by the PC, David Palmer said that a duty is owed to persons who are so closely and directly affected by the PC’s act or omission that it ought reasonably to have them in contemplation as being so affected, when it is directing its mind to the acts or omissions which are called in question.</p> <p>If you have a contract with someone, and you break it, liability is under the contract wording. If you buy a tin of food, and it poisons you, you could sue the</p>

.	<p>shop keeper in contract, for the damage but he would just pass the claim on to the manufacturer, with whom you have no contract. That is the law of negligence and is fundamental to insurance claims.</p> <p>If the PC has no duty of care to the injured party, then there is no liability. So there is no insurance.</p> <p>If the PC owes a duty of care in negligence, and breaches it, then there is a liability on the PC and there is or should be insurance cover.</p> <p>The lease to the Sports Club must impose an obligation on the Sports Club to ensure the ground for the Flower Show is fit for purpose (that is in its draft lease already) and it is up to the Flower Club to check installation and supervision of the bouncy castle in operation and any other equipment. It should be the Sports Club that sees that the Flower Club has insurances, not the PC. If so, the PC would have no duty of care, if someone were to be injured at a Flower Show activity.</p> <p>Likewise, if there is a sporting injury, eg a bowler at cricket slips on a run-up, or a footballer slips on wet grass, the PC has no duty of care to the injured sportsman, because the obligation is on the Sports Club to ensure the ground is fit for purpose. It will no doubt pass that liability on to the relevant club.</p> <p>What happens if a householder sitting in his garden one sunny afternoon gets struck by a massive six-shot from a cricketer? The PC has no duty of care to the householder in that situation, so is not liable. The cricket club should have this on its own insurances. It may be useful for there to be an evaluation by the cricket club of likely risk and whether there should be a wire screen erected to protect the neighbours.</p> <p>If the Academy uses the field for playing sports, the Academy should have its own insurances, and its own supervision of activity. In such circumstances, the PC has no duty of care to the Academy or to its pupils.</p> <p>There is no distinction at all between leased and owned land. The only issue is whether the PC has a duty of care.</p> <p>So for the Flower Show, stage 1, the Sports Club (not the PC) are responsible for ensuring the ground is fit for purpose and stage 2 the Flower Club (not the PC) is responsible for supervising and managing the event So the PC has no duty of care. Therefore no liability. No insurance.</p> <p>Likewise for the Academy (not the PC) if the Academy organised an Event on the field. Therefore no liability. No insurance.</p> <p>On checking of the play equipment on the field, the weekly checks should be done by a competent person, looking effectively for what is blindingly obvious. He or she does not need to be an expert. The regular, more detailed, but less frequent checks should be done by an expert and presumably that is Mark Walton of Notts CC.</p> <p>The PC has notices on the play equipment for older users and that warning should be sufficient. It is up to the parents of the users to check supervision as needed. If someone falls off the equipment and the equipment is safe and without risks to health, then Came & Co advised that the PC has fulfilled its duty of care. No liability.</p>
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	<p>If the equipment is unsafe then there is a liability on the PC and the PC has insurance cover provided it can be shown that the regular checks have been made, dated and timed. It may be a bit like a MoT for a car. It is only a certificate at the time of test; it is not a guarantee that there will be no issues within 12 months.</p> <p>The brokers agreed that the tiny tots play area which is fenced off need have nothing to do with the Sports Club and can be outside the Sports Club lease... Any child using it is likely to be supervised by a parent and there should be no duty of care owed by the PC provided we can show the regular checks on the equipment have been made, dated and timed</p> <p>The land on which the equipment for older children and the Trim Trail is, or is to be, erected can form part of the Sports Club lease and it is quite in order for the PC as landlord to agree to its proper installation, maintenance and checks. Ie PC to retain responsibility for it.</p> <p>The Sports Club should organise regular checks on fire extinguishers, boilers, legionella etc even though the PC may pay for the checks and maintenance. I said that there is not a period of more than 45 days at any time of the year when the pavilion is not visited, If there is, and then the PC has no cover on eg flood issues, but the deputy clerk had told the brokers that there were regular visits through out the year, if not for use, then for a general check. It may be useful to formalise this in a document for future reference.</p> <p>Action, Deputy Clerk to check insurances and to write to Came & Co on this along with other insurance issues that are outstanding.</p> <p>22.6 The Council agreed to join in with a National Community Clean-Up Day on the 21st March with litter picking sticks to be provided by Rushcliffe BC who seem to be coordinating it.</p> <p>Action Deputy Clerk to consider the insurances and risk position and any health and safety guidelines to be issued to volunteers.</p>
23.	<p><u>To consider whether there are any consultation issues arising from the agenda</u></p> <p>None</p>
24.	<p><u>To receive reports from Committees</u></p> <p>None other than from the Allotments Committee, detailed at para 19 above.</p>
25.	<p><u>To receive and consider reports from the Clerk</u></p> <p>The Clerk has reported that Amanda Wallis at Rushcliffe BC had advised that there are ongoing problems with cars standing in the car park at night with engines running for prolonged periods of time. It was suggested by her that the PC may like to put up signs asking motorists not to leave engines idling. It was decided not to proceed with this suggestion as it was considered it would not have the desired effect.</p> <p>The Deputy Clerk reported on the provisions of the Crime and Disorder Act 1998</p> <p>S.17 Duty to consider crime and disorder implications. (1) Without prejudice to any other obligation imposed on it, it shall be the duty of</p>

	<p>each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.</p> <p>The Deputy Clerk reported that in his view there was nothing that was decided at this meeting that would be likely to have an adverse effect on prevention of crime and disorder in the Parish.</p> <p>26. <u>To receive matters for report</u></p> <p>Cllr Hunt reported on the issues of parking outside the Medical Centre. The railings are up but the unexpected consequence is that the parking has just moved along the road. No Parking signs might help.</p> <p>Cllr Strutt reported on droppings outside The Old Bakehouse and the problem created by the Mercedes car parking at 91 Main Street.</p> <p>There is still overflowing sewage in Main Street near the Royal Oak. It was reported that Cllr Turner has spoken to Severn Trent Water and hopefully its action will begin the process of really solving the drain blockages.</p> <p>27. <u>Correspondence for information only.</u></p> <p>A list of correspondence had been circulated</p> <p>28. <u>Closure</u> The meeting closed at 10.12 pm</p> <p>Chairman..... Date</p> <p><u>Chairman's report March 2015</u> Firstly, apologies for sending this report only the day before the meeting, necessitated by the fact that I arrived back in the country 24 hours ago.</p> <p><u>Cuttle Hill</u> A planning application is being prepared for the wall, steps and path on Cuttle Hill to fit in with an ideal timing to do the work in the school summer holidays. A funding decision is due in April and it is still hoped that it can then be dovetailed with widening the pavement and other safety-enhancing changes as part of creating a 'safe zone' outside the school.</p> <p><u>National Community Clean-up Day March 21st.</u> Jack Rieley has responded to requests from local councils that groups and individuals support this initiative, and he is asking the Parish Council to get involved. It was too late to include it on the agenda as such, hence it is included in this report. Litter picking tools etc and collection of bags of rubbish are being offered.</p> <p><u>Parking</u> Issues with parking were commented upon in the parish magazine, especially in relation to the situation outside the medical centre, where parking by the new railings is causing significant problems at the junction with Cross Lane.</p>
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