

(38)

**Minutes of a Meeting of the Old Marston Parish Council  
held at 7.30pm on Tuesday 7 February 2006  
at the Mortimer Hall**

**Members Present**

Mr. C.W. Haynes Chairman  
Mrs. M.C. Stone Vice-chairman  
Mesdames Cox, and Tiwari  
Messrs Bartleet, Batey, Cann and McGinn  
The Clerk Mr. L.M. Garner in attendance

**Apologies**

Apologies for absence were received from Mrs. Nurse and City Councillors Mrs. M. Clarkson and Mrs. C. vanZyl

**Mortimer Hall**

By invitation Mr. W. Cox, Chairman of the Management Committee, updated the Members on the state of the Hall and the remedies needed, including internal rearrangements, an extension, a pitched roof and general updating of the 35 year old building. He thanked the Council for its promised help and undertook that when he had prices for the work he would seek grants from other agencies.

**Minutes**

The Minutes were amended and signed subject to the inclusion of a statement that in increasing the precept by £15,000 alternatives of £10,000 and £20,000 were considered

**Matters Arising**

The election date of 4 May 2006 was confirmed. There would be no election statement issued on behalf of the existing Council.

**Northeast Area Committee**

Mrs. Stone reported on several matters not of direct interest to the Parish but expressed concern at traffic delays at the Green Road Roundabout that would be caused by work between April and November

**Planning**

**Applications**

17 Cavendish Drive – extension and conversion into 1x1 and 2x2 bed flats  
It is most regrettable that once again the Council is invited to consider yet another set of incomplete plans that presumably should have been rejected. It is understood that a Site Plan should be included showing relationship with other properties and in this instance parking arrangements. From the plans submitted it is possible that the whole front garden could accommodate the three spaces claimed. That surmises that there will be only one car for each of the 2x2 bed flats, that is most unlikely. The rape of the area continues. Another estate family house lost, more children lost to the local school, more on street parking and cars bumping over newly laid kerbs. Please refuse this grotesque application.  
Communication Mast adj. OXSRAD entrance, Marsh Lane.

Strong objection to the erection of such masts close to residential property

**Decisions**

Planning Appeals in respect of applications at 26 Mortimer Drive and 1 Cavendish Drive were noted. Support of the MP to be requested in respect of 1 Cavendish Drive  
23 Mortimer Drive – extensions – approved  
1 Nicholas Avenue – loft conversion into flat (retrospective) – approved  
2 Oxford Road – minor amendments to outbuilding reconstruction - approved

**Accounts**

The following Accounts were passed for payment:

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Accounts

The following Accounts were passed for payment:

		£
Orchard Street Furniture	Rubbish Bin	271.11
Mrs. C. Stone	Travel expenses	13.18

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Pavilion

The Architect's first draft plan was presented. The Football Club had given its approval subject to minor amendments. The Council approved the general design. The architect would apply for planning consent

Further consideration was given to funding and assurances given that the scheme was subject to a stage-by-stage approval. The Clerk confirmed that planning fees, charged at 50% to the Council, would be payable in addition to architects fees. Concern was expressed that the Council had decided to complete the scheme without finance being available. It was decided to proceed but ~~the~~ <sup>the</sup> stage would be committed without the approval of Council.

Recreation Ground

The owner of 15 Clays Close had claimed to his insurers that subsidence to his extension should be repaired. A claim against the Council alleging that the Council's trees caused the damage was sent to the Council's insurers whose agent inspected the site and agreed that the trees were the likely cause. His recommendation is that the adjacent clump of four trees be removed and one nearby requires maintenance. As there was no option other than to comply the work was authorised. The Council's insurers agent also recommended that the remaining trees adjacent to Horseman Close should be surveyed to avoid further similar claims. It was agreed that it should be done.

The Scout Lease had been completed

Allotments

The suggestion, at the Parish Meeting, that the Council should review its assets looking for funds for the new pavilion was discussed.

The possibility of a future sale was discussed. On the recommendation by the Chairman it was decided to take no further action. Mr. Cann was asked to ascertain the present status of the land.

Burial Ground

Hedge to be trimmed

Date of Next Meeting

7 March 2006

*M. Christine Stone*  
7/3/06

**From:** Claire Willis <Claire@nsalg.org.uk>  
**To:** Tim Cann <tlc@marston79.freemove.co.uk>  
**Date:** 13 February 2006 10:21  
**Subject:** RE: Pack[Scanned]

Hi Tim

Thanks for your comments regarding the reps pack. I've sent one to Peter Lofts as he doesn't want to bother Shirley at the moment. Another will be going to Allan Cavill, so I'll be interested to see what feedback I get from each.

With regards to Old Marston Mill Lane Allotments, there are several points:

- DEFRA London or DEFRA Region would only be able to advise the Council as to the status of the land if they had been told previously by the Council. Government Offices do not normally hold this type of information.
- The land is deemed statutory if it was purchased for the purposes of allotment gardening (Section 25 Smallholdings and Allotments Act 1908); further if the land is acquired for future allotment use, then the land is deemed statutory (Section 5 Allotments Act 1925) and Statutory Instrument 1999/545 (The Local Government (Parishes and Parish Councils) Regulations 1999 Article 10) operates so that land transferred from a District Council to a Parish Council, being land specifically acquired by the Parish Council for allotments accedes to statutory allotment status if it was not so before.
- Under the Freedom of Information Act 2000 any interested party may request that the Parish Council make available the information showing the status of the land. This may be found in the minutes of the Parish Council (or District Council, if this existed before it) or in the financial accounts of the same.

I hope this is of use and that this clarifies the position.

Regards.

Claire Willis  
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-----Original Message-----

**From:** Tim Cann [<mailto:tlc@marston79.freemove.co.uk>]  
**Sent:** Friday, February 10, 2006 8:23 PM  
**To:** Claire Willis  
**Subject:** Pack[Scanned]

Hi Claire,

07/03/06

W