

Nether Alderley Parish Council

Clerk: Mr D Naylor
26 Barnside Way, Tytherington
Macclesfield,
Cheshire
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4th January 2024

Meeting Summons

Dear Councillors

I hereby give notice that the Parish Council Meeting will be held in the Glass House Alderley Parish Hall on:

Tuesday 9th January 2024 1.30pm
at The Glass House Alderley Park

All members of the Council are hereby summoned for the purpose of discussing and resolving upon the business to be transacted at the Meeting as set out hereunder.



David Naylor
Clerk to Nether Alderley Parish Council

AGENDA

1. To receive apologies for absence.

2. To receive Declarations of Interests

- 2.1 To declare disclosable pecuniary interests (Councillors with disclosable pecuniary interest(s) must leave the room for the relevant items).
- 2.2 To declare interests conflicting with the Nolan principles/non-pecuniary interests.
- 2.3 To allow Councillors to consider amendments required to their Declaration of Pecuniary Interest forms.

3. To consider and approve Applications for Dispensations

4. To resolve to approve that the Minutes of the Nether Alderley Parish Council Meeting held on 12th December 2023 as a true and accurate record of the meeting,

5. 1.35 pm Public Presentation

To adjourn the meeting to receive representation from members of the Nether Alderley Parish.

6. To resume the meeting.

7. Neighbourhood Planning Progress

7.1 Update from the Clerk on the Production of Design Codes by AECOM and funded by locality. A representative from Aecom visited and toured the Parish with the Clerk and Chairman on 30th November to take photographs and discuss the project. The Clerk has obtained an OS mapping licence, which is free to local authorities, and which Aecom will use on our behalf. The process will take about three months. Further visits and feedback are expected during January.

7.2 NAPC's Section 14 Consultation Responses – The Clerk had started work on updating the Neighbourhood Plan with the responses, starting with Cheshire East Council's (CEC's) and will consult CEC's Neighbourhood Planning Team on progress and to clarify any issues. Cllr Gleave is assisting. Link to [Section 14 Responses including Cheshire East's response](#). The Clerk had written to the NP co-ordinator, as requested at the November meeting, providing him with a final chance to respond to the Parish Council. This did not receive a response. Cllr Anthony Harrison would email him on a councillor to councillor basis.

There was little else that the Parish Council could do except pursue him through the courts and the intention would now be to resolve these issues in house during January and February with the assistance of CEC's NP Team.

8. Parish Hall Renovation Progress

8.1 **Third Quarter Budget Statement, Bank Reconciliation, Reserves Balance, and Resources and Costs table for the Hall Renovation.** Projections of income and spending include those expected in January. Renovation costs and resources continued to show more than £50,000 to service cash flow, VAT Recovery, and unexpected costs, with a further £20,000 general reserve.

Enclosure 1 in the Documents Pack

8.2 Update on progress with the Heads of Terms and Faculty Application.

The interim Faculty known as List B had been approved for the external pointing and the work began in late November and would continue in January subject to the weather.

The Main Faculty List A was considered by the Faculty on 24th November.

The meeting recommended approval subject to the final version of the Contract and Covenant being sent to the Chester Dioceses (DAC). It did not need to go to an additional Faculty meeting and as soon as it was received the 30-day publication period could start followed by consideration by the Registrar and Chancellor. Following this, approval could be given or more clarification could be sought by them."

The "ball has been in the court" of the Parish Council (PC) and St Mary's Church Parochial Church Council (PCC) to get these final documents to the DAC.

Despite the contract, drawn up by the PC's solicitor, having already been agreed by the PC and PCC, at the last minute the PCC appointed their own solicitor who insisted that he needed to liaise with the PC's solicitor in relation to the PCC's view that they owned part of the Parish Hall i.e, The Old School House. This had already been thrashed out in the agreed draft contract in terms of a promised Land Registry application and a deed of covenant protecting the PCC's future use of the Parish Hall and providing them with a legal veto on any future disposal of the Hall by the PC.

The PC then engaged again with Surrey Hills Solicitors to liaise with the PCC's solicitor. The Clerk also sent to the solicitor copies of all the documents produced when Rev Hale of the PCC attempted to register title to the Old School House in 2017 including copies of documents from County and Church Archives. There appears to be no evidence of the Church owning this part of the building, but they did show that extensive efforts had been made to establish ownership and would be useful for the subsequent Land Registry Application by the PC

It is now over 5 weeks that the PC has been waiting for the PCC's solicitor to respond to Surrey Hills and approve the draft Agreement. This is despite requests for the PCC to move this on. This delay is both very disappointing and worrying. B & E Boys, the PC's Hall Renovation Contractor, is expecting the tender contract to be signed and has now provided a deadline of 19th January otherwise they may have to revise the tender cost. The amount is unspecified but could be an increase of between 2.5% and 5% (£14,750 - £29,500). This additional cost would eat into the PC's prudent reserve to handle its cash flow between tender cost payments and the recovery of its VAT. A further update and options will be provided at the meeting. Pressure is continuing on the PCC to ensure that the final documents are sent to the Faculty as soon as possible. **Enclosure 2 (for Councillors only) in the Documents Pack**

9. Tax Base Notification to Cheshire East Council

Following the December Council meeting a decision was taken (Minute 9) to keep the precept at £90.08. With the small increased in the tax base in 2023/24 from £659.55 to £662.32 in 2024/25 this will bring in £59,662 compared with £59,412 in 2023/24.

Payment of precepts to Town, Parish Councils will be paid by 30th April and the remaining 50% by 30th September.

A copy of the approve Precept Request to CEC is attached as:

Enclosure 3 in the Documents Pack

10. Letter to EDF Energy concerning a catalogue of errors and delays in rectifying the Parish Hall's electricity meterage and accurate billing.

Enclosure 4 in the Documents Pack

11. Finance Schedule (Appendix A)

- 11.1 **To note receipt of income, as listed in schedule (A1)**
Proposed Seconded
- 11.2 **To approve items for payments as listed in schedule (A2)**
Proposed Seconded
- 11.3 **To approve direct debit/standing order as listed in schedule (A3)**
Proposed Seconded
- 11.4 **To consider and approve the Clerk's expenses as listed in schedule (A4)**
Proposed Seconded

13. Planning Applications

Application No:	23/4715D
Proposal:	Discharge of conditions 4, 8, 10 & 15 of existing permission 23/2048M Refurbishment of Eagle Lodge to include demolition of the existing extensions, development of a single storey rear extension and installation of a flue pipe and air source heat pump.
Location:	Eagle Lodge, Congleton Road, Nether Alderley, Macclesfield, Cheshire, SK10 4TD
Response Deadline	10 th January 2024

The above was the only planning application published on CEC's Planning List 2351 (4th January). All on previous planning lists have been on previous Council agendas. There may be other application on the next planning List 2352 published on Monday 8th January and if so they will be added to the Agenda for the meeting.

14. To consider any other Planning matters including decisions to Planning Applications:

There were no decisions reported on CEC's Planning List 2351 (4th January). All on previous planning lists have been on previous Council agendas. There may be others on the next planning List 2352 published on Monday 8th January and if so they will be added to the Agenda for the meeting.

15. Symphony Park - preparation for the Application being considered by CEC's Strategic Planning Board. Potentially 31st January 2024

Application [23/3619M](#) Resubmission of Application [22/2819M](#)
Enclosure 5 in the Documents Pack – NAPC's Comments to CEC

16. Appointment of Cllr responsible for NAPC Asset Inspections.

17. PCSO Report

Enclosure 6 in the Documents Pack

17. Report from Cheshire East Ward Cllr. Anthony Harrison.

18. Councillor Reported Issues at the end of the December Meeting

- 18.1 There was a debate about poor pedestrian access along Congleton Road – pavements were either overgrown and as a result very narrow and dangerous or non-existent.

18.2 Anyone leaving the South Entrance of Alderley Park or from the Eagle Gateway to shop at the Garage or go the Indian restaurant had this challenge, as was walking in the other direction towards Alderley Edge and negotiating around the Eagle and Child bend.

Photos of these and other areas of concern to the January meeting – copies to the Clerk who will project them on screen.

18.3 The school buses had been remapped which has witnessed children waiting on grass verges around Monks Heath and having to cross busy roads to reach this point.

19. Councillor's reports and items for future agenda.

Councillors may use this opportunity to report minor matters of information not included elsewhere on the agenda and to raise items for future agendas (not for debate or decision making at this meeting).

20. To confirm the next Council meeting is:

**Tuesday 13th February 2024 1.30 pm
at
The Glass House Alderley Park**

APPENDIX A

Nether Alderley Parish Council Meeting Tuesday 9th January 2024

Schedule of Receipts and Payments

A1. Receipt of Income - Month of December

Current Account Nil Interest

Reserve Account £29.10 Interest 29th December 2023

Unity Trust Savings Account Interest is quarterly – 31 December 2023 £139.20 Interest

Andrew Smith Funeral Director £60 for interments of ashes - 5th December 2023

A2. Invoices for payment

Ch. No.	Provider	Total Cost	Net of VAT	Service Provided	VAT	Power
1722	David Naylor Parish Clerk	£641.88	£641.88	Clerk's Salary and Expenses October for November Payment	£0.00	H
1723	HMRC	£417.90	£417.90	Tax/NI for October for November Payment	£0.00	H

A3. Direct Debits/Standing Orders for approval

Provider	Total Cost	Net of VAT	Service Provided	VAT	Power
See Letter to EDF on this Agenda Item 10		Smart Meter not sending to EDF	EDF visited on 23 rd November to replace their electricity meter because it was not paging through Day, Night & Weekend tariff reading - only providing total kWh. and a total cost. It was not fixed, and a third new meter is now required. See letter to EDF Agenda Item 10		

A4. Approval to forward to Payroll provider for inclusion in Payroll Report for Clerk's expenses/salary: Power H

Travel 76 miles @ 45 pence per mile = £34.20

Phone Sim monthly £9.17 plus £1.83 VAT = £11.00

Ryman's Paper Clips and Document Clips £4.98 plus £1.00 VAT = £5.98

Postage Charges £7.35 No VAT = £7.35

Total Expenses £55.70 plus £2.83 = £58.53

Salary: Contracted 65 hours @ 14.95 per hour = £971.75 (Gross)

Total Salary Gross = £971.75

Total Gross including expenses = £1030.28

Total Less Tax of £338.40 = £641.88 (including VAT of £2.83)

Signed.....

Chairman of Meeting

Signed.....

Clerk and Responsible Financial Officer

Parish Council Powers for Expenditure and Activity

Note that the Parish Council has adopted the Power of Competence

Audit

[Audit Regulations 1996]

I

Benches

Power to provide and maintain roadside seats and shelters [Parish Councils Act 1957, s.1]

K

Burial Grounds, Cemeteries and Crematoria

Power to acquire, provide and maintain [Open Spaces Act 1906, ss9 and 10]

A

Power to agree to maintain monuments and memorials

Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970, s.1

B

Power to provide and maintain and Power to contribute towards expenses of cemeteries

Local Government Act 1972, s.214

Local Authorities Cemeteries Order 1977 (no 204) C1 Memorials (16 (1) (a) and 16 2 (b))

C

Bus Shelters

Power to provide and maintain shelters

Local Government (Miscellaneous Provisions) Act 1953, s.4

Parish Councils Act 1957, s.1

D

Crime prevention

Local Government and Rating Act 1997 s31, Crime and Disorder Act 2000

Q

Community Centres

Power to provide and equip community buildings [Local Government Act 1972, s.133]

E

Power to provide buildings for clubs having athletic, social or educational objectives

Local Government (Miscellaneous Provisions) Act 1976 s.19

F

Power to provide a range of recreational facilities [Local Government (Misc Provisions) Act 1975 s19]

G

General Administration/Running Costs

Subsidiary powers of local authorities – to facilitate, or conducive or incidental to, the discharge of functions
LGA 1972 s111

H

Parish Hall – public meetings

1. LGA 1972 s 142 “ arrange for the delivery of lectures and addresses and the holding of discussions on such matters - provision of information etc relating to matters affecting local government
2. s133 ‘Power to provide buildings for public meetings and assemblies or contribute towards the expenses of providing such buildings’
3. LGA 1972 S111

K

Litter bins Provision of litter bins [Litter Act 1983, ss 5, 6]

L

Neighbourhood Plans [Localism Act 2011 Sch 9]

R

Research and collection of information

Power to carry out research [LGA 1972 S 141]

M

Parish Plans [LGA 1972 S 141]

J

Section 137

Local Government Act 1972. Power of Local Authorities to incur expenditure for certain purposes not otherwise authorised. Power to do something that will benefit the community where there is no other specific power covering the action; Set at £8.12 per elector in 2019/20. Expenditure must be commensurate with the benefit

N

Websites Local Government Act 1972 s142

P

Life-saving appliances – Power to provide life-saving appliances (e.g. life belts, defibrillators)
[Public Health Act 1936, s234]

S