

# CHAPEL-EN-LE-FRITH PARISH COUNCIL



TOWN HALL  
CHAPEL-EN-LE-FRITH  
HIGH PEAK, DERBYSHIRE, SK23 0HP

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Office Hours: Monday-Friday 9.00 to 12.30

28 January 2021

Dear Councillor,

You are hereby summoned to attend an **ORDINARY MEETING** of the Parish Council to be held on **Tuesday 2 February 2021 at 7.30pm.**

**Zoom Remote Meeting:** Meeting ID: 850 1617 8061 Passcode: 149854

**This meeting will be recorded**

After prayers have been said and Apologies for absence have been given, the business to be transacted will be as follows: -

1. Declaration of Interests
2. Dispensations
3. Police matters
4. Open Forum – Public Participation
5. To receive the Minutes of the Full Council Meeting held on 5 January 2021
6. To receive the Minutes of the Planning Committee held on 18 January 2021
7. To receive the Minutes of the Personnel Committee held on 13 January 2021
8. To receive the Minutes of the Amenities Committee held on 20 January 2021
9. To receive the Minutes of the Town Hall Committee held on 20 January 2021
10. To receive the Minutes of the Communications Committee held on 20 January 2021
11. To receive the Minutes of the F & GP Committee Committee held on 20 January 2021
12. To receive the Minutes of the Amenities Committee held on 26 January 2021
13. To consider any matters arising from the above Minutes
14. To agree the 2021/2022 Precept
15. Town Hall
  - loss of earnings and Covid Grant update

Clerk to the Council – Suzan E. Stockdale

16. Motion from Councillor Sizeland - The Council undertakes to explore the possibility of installing a publicly accessible Defibrillator at the Town Hall.
17. Motion from Councillor Sizeland - In view of the stifling heat that can occur at events in the main room of the Town Hall during the summer, the Council undertakes to obtain quotes to open back up the previously blocked up vent in the apex of the roof and installation of an extractor fan.
18. Motion from Councillor Gourlay – The council welcomes the draft lease agreement for Sparrowpit Playpark from the Beresford Trust and its offer (via solicitors) of showing the council its Abstract of Title giving evidence of ownership, and the council looks forward to receiving that document. However, the council is disappointed that the trust is failing in its obligations to accept the two representatives of the Council as trustees. Furthermore, the council notes the promises made by the secretary of the trust on 13 August 2019 that she would provide minutes, accounts, and bank statements to councillors, and that she has not yet provided that information. Therefore, this council will write to the Charity Commission, expressing the council’s concerns, and asking them to investigate.
19. Motion from Councillor Gourlay - This council believes that public service should be its own reward, and therefore the council abolishes all allowances for councillors and the chairman. Any funds which have been earmarked for allowances, but which have not been claimed should be split equally between charities.
20. Schedule of Accounts presented for payment
21. Correspondence
  - Friends of Chapel Station
  - Public Footpath 115 Diversion Order
  - Public Spaces Protection Order (Wildfires) 2021
  - G & S Beresford Memorial Hall, Sparrowpit
22. Chairmans Virtual script
23. Press Releases
24. To resolve to exclude the press and members of the public under the Public Bodies (Admission to Meetings) Act 1960.

Yours sincerely,



Mrs SE Stockdale  
Clerk to the Council

Clerk to the Council – Suzan E. Stockdale

Suzan Stockdale is inviting you to a scheduled Zoom meeting.

Topic: My Meeting

Time: Feb 2, 2021 07:30 PM London

Join Zoom Meeting

<https://us02web.zoom.us/j/85016178061?pwd=aWp6NGlPRFRSWnNUa21vcWJ1ODhiUT09>

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Clerk to the Council – Suzan E. Stockdale

## CHAPEL-EN-LE-FRITH PARISH COUNCIL

### MINUTES OF THE FULL COUNCIL MEETING HELD ON 5 JANUARY 2021

- Meeting Held:** Tuesday 5 January 2021  
Virtual Meeting held via Zoom
- Present:** Councillors J Adshead, N Gourlay, C Sizeland, Mrs S Walters and S Young.
- In Attendance:** Mrs S E Stockdale – Clerk to the Council
- Apologies accepted:** None
- Apologies noted:** None

There were 22 members of the public present at the meeting.

Rev Pearson said prayers.

#### **21/234        Declarations of Interest**

The following declarations of interest were made:

Councillor C Sizeland – Leys Allotment site as an adjoining land owner

Councillor C Sizeland – his wife is a substitute Councillor on the High Peak Borough Council Development Control Committee.

Councillor J Adshead - as a friend of an adjoining landowner to the Leys Allotments.

Councillor Mrs Walters - as a friend of an adjoining landowner to the Leys Allotments.

Councillor N Gourlay - as a friend of an adjoining landowner to the Leys Allotments.

#### **21/235        Dispensations**

Two dispensations have been granted to Councillor Sizeland.

#### **21/236        Police Matters**

The Chairman advised that Thornbrook Road Car Park will be closed to the public on 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup> January to allow for the roll out of the covid vaccination programme.

It was reported that local Police Officers are attending the Community Select Meeting at High Peak Borough Council and members were asked to forward any questions to the Chairman of the Committee for consideration.

It was agreed that if the Council have specific issues that they need to speak to the Police about, a MS Teams meeting could be arranged.

**21/237 Public Participation**

A resident addressed the Council to request a grit bin under the Derbyshire County Council and Parish Council scheme near Wayside Farm in the Wash.

**RESOLVED:** That the Council make an application for a grit bin near Wayside Farm in the Wash and undertake to fill the bin once a year. It was further agreed that the Amenities Committee will consider other sites for the provision of grit bins.

A resident addressed the Council to request the red telephone box is adopted in Bagshaw. Local residents will undertake the ongoing maintenance of the red telephone box if adopted by the Council. The telephone box is situated on private land but the landowner has indicated consent for adoption.

**RESOLVED:** That the Council make an application to adopt the red telephone box in Bagshaw subject to written consent being received from the landowner.

**21/238 Minutes of the Full Council meeting held on 1 December 2020**

Minutes numbered 21/210 to 21/226 were presented.

**RESOLVED:** That the Chairman be authorised to sign the Minutes as being a true and correct record.

**21/239 Minutes of the Planning Committee held on 8 December 2020**

Minutes numbered 21/227 to 21/233 were presented.

**RESOLVED:** That the Chairman be authorised to sign the Minutes as being a true and correct record.

**21/240 Minutes of the Footpaths Working Group held on 15 December 2020**

**RESOLVED:** That the Minutes be noted.

**21/241 Matters arising from the minutes**

It was confirmed that the new fire alarm box at the Town Hall will be fitted on 14 January 2021. Whilst the engineers are on site a quote will be sought for automatic door closers in the event of a fire.

Councillor Gourlay advised that he has started to scan the minute books covering 1894 to 1915.

The Clerk advised that Historic England have been contacted to arrange an inspection of the Market Cross. Councillor Sizeland advised that he has been

speaking to the Duchy of Lancaster and has informed them that the Market Cross needs some attention.

**21/242      Town Hall**

**Loss of earnings**

The Council were advised that the loss of earning from use of the rooms at the Town Hall currently stands at £11,316.76. This will be offset by the grants of £10,000 and £1,334 received from central government.

**Updated quote from P & K Shutters**

Councillor Sizeland declared an interest in this item as he had provided details of the Company concerned and took no part in the discussion.

An updated quote has been received due to the length of time from the original quote.

**RESOLVED: That the quote of £1,230 plus VAT be accepted and an order for the work be placed.**

**21/243      Motion from Councillor Sizeland – The Council undertakes to obtain the necessary permissions for them to install improved signage where necessary for Defibrillators in the Parish.**

It was reported that there are a number of defibrillators in the Parish which are not clearly signposted.

**RESOLVED: That an assessment of current defibrillator locations is drawn up and presented to the Amenities Committee to consider signage options.**

**21/244      Motion from Councillor Young – The Council recognises that there may be possible conflicts of interest for Councillors and staff in relation to the MUGA, Skatepark and Leys Allotments site whilst there are only five members of the Council. All correspondence concerning the MUGA and Skatepark should be copied to all five Councillors and two Councillors be appointed to assist the Clerk with legal matters and reporting back to the Full Council.**

It was agreed that current issues relating to the MUGA should be discussed in the public part of the meeting where appropriate so that residents have information about the current situation.

It was reported that mediation is currently being offered to the two residents who are bringing a claim against the Council in relation to the MUGA.

**RESOLVED:** That motion is carried as written and that Councillor Gourlay and Councillor Mrs Walters are appointed to assist the Clerk in legal matters relation to the MUGA, Skatepark and Leys Allotment site.

**21/245 Chapel Leisure Centre transfer to Lex Leisure**

Derbyshire County Council have advised that the PFI Contract for Chapel Leisure Centre is being taken over by Lex Leisure who are a subsidiary company of Parkwood Leisure. Members felt that they needed reassurance that this will not affect the running and investment in the Chapel Leisure Centre.

**RESOLVED:** That a virtual meeting be arranged with Derbyshire County Council to discuss how the new contract will work.

**21/246 Sparrowpit Play Area**

Councillor Gourlay expressed concerns about the administration of the George and Sarah Beresford Trust.

**RESOLVED:** That the Clerk write to the George and Sarah Beresford Trust to ask for a copy of the draft lease being drawn up for the Sparrowpit Play Area together with confirmation of their land ownership. A copy of the Trusts accounts and confirmation that they will accept trustees appointed from the Parish Council in line with the Trust Deed.

**21/247 Chapel-en-le-Frith United Charities**

It was noted that the current term of office for the four Parish Council appointments to Chapel-en-le-Frith United Charities will come to an end in May 2021 and not May 2022 as previously minuted.

**RESOLVED:** That the four Parish Council Trustees are contacted to advise them of their term of office and ask if they wish to seek re-appointment for a further three year term

**21/248 Rural Market Towns Group membership**

Members had attended a virtual meeting with the Rural Market Towns Group.

**RESOLVED:** That the Council join the Rural Market Towns Group for the initial free period and make an assessment if membership will be of benefit, prior to paying the subscription.

**21/249          Schedule of Accounts presented for payment.**

Cheques numbered 009021 to 009044 were presented amounting to £6,721.19.  
**RESOLVED:** That the cheques be signed and the accounts to which they relate be paid.

**21/250          Correspondence**

Chapel Business Association request for a grant towards Christmas lights

**RESOLVED: That a grant of £48 is made towards Christmas lights**

Email from J Walls regarding Councillors conduct. Details of how to make a complaint to the Monitoring Officer at High Peak Borough Council have been passed on, as this not an issue for the Council to deal with.

**21/251          To agree a date for a meeting of the Amenities Committee,  
Personnel Committee and DALC training**

The following meeting dates were agreed:

Personnel Committee – 13 January 2021

Budget Meetings – 20 January 2021

Amenities Committee – 22 January 2021

DALC Training – 29 January 2021

**21/225          Press Releases**

None.



**21/226 To resolve to exclude the press and members of the public under the Public Bodies (Admission to Meetings) Act 1960.**

MUGA in Chapel Memorial Park

**RESOLVED: That Rradar be appointed to continue to represent the Council and take mediation forward.**

**That advice be sought from High Peak Borough Council Planning Department.**

Councillors Sizeland left the meeting at 22.05 hours.

Members received an update from Solicitors the tramway wall.

The Chairman closed the meeting at 22.10 hours.

CHAIRMAN

## CHAPEL-EN-LE-FRITH PARISH COUNCIL

### Minutes of the Meeting of the Planning Committee held on 18<sup>th</sup> January 2021 via Zoom.

**Present:** Councillor C Sizeland in the chair  
Councillors J Adshead, S Walters and N Wetters-Gourlay.

**In Attendance:** Mrs E Howe – Assistant Clerk

**Apologies:** Cllr S Young

#### **21/230 Public Speaking**

3 Members of the public were present, none wished to speak.

#### **21/231 Plenary Powers**

Applications seeking Planning Permission or Approval to carry out developments at locations within the Parish.

The Committee considered in turn six Applications to carry out developments within the Parish and it was **RESOLVED**: That the following comments be sent to the relevant Planning Authority.

#### **HPK/2020/0518**

Wainhomes North West Ltd, Land at The Forge Works, Forge Road, Chinley

Vary section 106 planning obligation dated 25<sup>th</sup> April 2013 relating to HPK/2012/0323 & PINS Ref: APP/H1033/A/13/2189819.

The committee recommend the developer and Derbyshire County Council resolve the flooding issues before they commence any further work. It was agreed the Council would request Ruth George MP make representations to the Officers at Derbyshire County Council regarding the concerns.

#### **HPK/2020/0500**

HD Sharman Ltd, High Peak Works, Market Street, Chapel-en-le-Frith

Refurbishment and extension to an existing industrial unit and the erection of a WC Block.

The Committee support the application.

#### **NP/HPK/1220/1167**

Bowden Head Farm, Bowden Lane, Bowden, Chapel-en-le-Frith

Conversion of redundant byre to single dwelling.

The Committee support the application.

**HPK/2020/0543**

12 Sovereign Way, Chapel-en-le-Frith

Proposed new side clear glazed window within gable elevation with roof lights.

No Objection.

**HPK/2020/0566**

Kings Arms, Market Place, Chapel-en-le-Frith

Change of Use of existing Garage/Workshop to Bakery.

The Committee support the application.

**HPK/2020/0542**

Chapel-en-le-Frith Gold Club, Manchester Road, Chapel-en-le-Frith

Provision of part covered outdoor paved alfresco area near the clubhouse with staircase connecting to the lounge area and possible connection to existing balcony to provide necessary outdoor rea for COVID – 19 related reasons. Re-positioning of existing timber pavilion/summerhouse.

The Committee support the application.

**21/232                      Appeals**

APP/H1033/D/20/3261517 – Barn Cottage, Ashbourne Lane, Chapel-en-le-Frith.

**21/233                      Notifications**

**Permission**

HPK/2020/0468 – Store at rear of 17-19 Market St, Chapel-en-le-Frith  
HPK/2020/0491 – The Paddocks, Unnamed Road from T Junction to Beet Lane, The Wash, Chapel-en-le-Frith  
NP/HPK/1120/1040 – Little Corner, Long Lane, Combs

**Refusal**

**21/234                      Correspondence**

None.

**21/235                      Any Other Business (For discussion only)**

None.

**21/236**      **To resolve to exclude the press and members of the public under the Public Bodies (Admission to Meetings) Act 1960.**

None.

The meeting closed at 7.32pm

CHAIRMAN

**CHAPEL-EN-LE-FRITH PARISH COUNCIL**

**Minutes of the Meeting of the Personnel Committee held on  
13 January 2021  
Virtual Meeting via Zoom**

**Present:** Councillors J Adshead, N Gourlay, C Sizeland, Mrs S Walters and S Young.

**In Attendance:** Mrs SE Stockdale – Clerk to the Council

**Apologies:** None

**21/227 Election of Chairman**

Councillor Mrs Walters proposed and Councillor Young seconded that Councillor Gourlay be elected as Chairman of the committee until the next annual meeting of the Council.

**RESOLVED:** That Councillor Gourlay be elected as Chairman of the Personnel Committee until the next annual meeting of the Council.

**21/228 Election of Vice Chairman**

Councillor Adshead proposed and Councillor Mrs Walters seconded that Councillor Young be elected as Vice Chairman of the committee until the next annual meeting of the Council.

**RESOLVED:** That Councillor Young be elected as Vice Chairman of the Personnel Committee until the next annual meeting of the Council.

**21/229 To resolve to exclude the press and members of the public under the Public Bodies (Admission to Meetings) Act 1960.**

**RESOLVED:** That the caretaking and cleaning rotas be noted.

**RESOLVED:** That an Occupational Health Assessment be arranged.

**RESOLVED:** That further consideration be given to extending the contracts of the temporary park staff. That information be obtained about apprenticeships.

The Clerk left the meeting and the meeting hosting was transferred to Councillor Sizeland

**RESOLVED:** To allocate £500 for meetings in confidence between DALC HR Consultants and Councillors to discuss personnel issues as they arise.

**RESOLVED:** That the Chairman of the Personnel Committee receive copies of current staff contracts.

**CHAIRMAN**

**Minutes of the Meeting of the Amenities Committee  
Held on Tuesday 20 January 2021  
Virtual meeting via Zoom**

**Present:** Councillor J Adshead in the Chair  
Councillors N Gourlay, C Sizeland, Mrs S Walters and S Young

**In Attendance:** Mrs SE Stockdale - Clerk of the Council

**Apologies:** None

Three members of the public were present.

**22/237                      Budget 2021/22**

High Peak Borough Council have confirmed that the concurrent function grant for 2021/22 is £56,726.

Cemex have agreed that the hanging basket sponsorship for 2020/21 can be held over and used in 2021/22.

The Clerk advised that there is S106 money from the developments on Long Lane and Manchester Road, Chapel-en-le-Frith and the Council could ask High Peak Borough Council to see if this is eligible for use in the parks.

It was agreed that the purchase of benches and picnic tables should come from the bequest currently held in earmarked reserves.

It was noted that there is an earmarked reserve for allotments should the Council look to re-open the Leys site in the future.

It was suggested that the Parish Rate could increase to enable expenditure in the Memorial Park in respect of equipment and legal fees.

It was agreed that the upgrade of electric supply in the Memorial Park and CCTV specification is moved from the Administration budget to the Amenities budget.

An additional £2,000 was added to the budget for the provision of litter bins and grit bins.

**Agreed Income**

£58,339

**Agreed Expenditure**

£73,002

There being no further business the Chairman declared the meeting closed.

CHAIRMAN



AMENITIES	INCOME			EXPENDITURE			Budget 2021/22	Variance 2020/21	Estimate 2020/21	Actual Y.T.D.	Variance 2020/21	Budget 2021/22
	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21						
Grant H P B.C.	56726	56726	56726									
Ground Staff costs					56726							
N.I. Parks									39000	31720	2390	40000
Grounds/Buildings Mtnc									2250	1845	210	2500
Footpath Maintenance									5200	2850		5200
Bowling Club	1731	1182	1182	-549	1182				4000	0	-4000	4000
Bowling Green									350	300		350
Football Pitch												
New Litter Bins												
Tree Cutting/Planting												
Street Planters/Hanging Bskts	2000	2000	2014	14	14				500	425	-75	500
Plants/Shrubs									500	250		500
Nannys Well									2000	950	-1050	1000
Play Equipment & New									200	200		200
New Equipment									4000	390	-2000	4000
Protective Clothing/Eqmt									1500	1500		1500
Equipment Maintenance									200	260	60	200
Tractor Road Insurance									2000	1100		2000
Fuel									700	660	-40	700
Heating/Lighting Costs	190	283	283	93	200				1500	850	-300	1200
Telephone									850	580		850
Trade Refuse									270	229	30	300
Parish Notice Boards									1050	1026	-24	1050
Advertising									750	0	-750	0
Christmas Trees									3000		-200	3000
New Christmas lights	60647	60191	60205	-442	58122				69820	43435	-5749	70050



**Minutes of the Meeting of the Town Hall Committee  
Held on Tuesday 20 January 2021  
Virtual meeting via Zoom**

**Present:** Councillor J Adshead in the Chair  
Councillors N Gourlay, C Sizeland, Mrs S Walters and S Young

**In Attendance:** Mrs SE Stockdale - Clerk of the Council

**Apologies:** None

Three members of the public were present.

**21/238 Budget 2021/22**

It was agreed that:

- £1,000 be added for roof repairs
- £1,000 be added for magnetic door closers
- £1,000 be added for ventilation in the Main Hall
- 

It was agreed that the hiring rates for rooms increase by 25p per hour.

<b>Agreed Income</b>	<b>Agreed Expenditure</b>
£37,400	£64,307

There being no further business the Chairman declared the meeting closed.

**CHAIRMAN**

<b>TOWN HALL</b>										
	<b>INCOME</b>					<b>EXPENDITURE</b>				
Service	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22
Library Rent	8500	6375	8500		8500					
Library Service Charge	5400	6506	6506	1106	6000					
Casual Lettings	850									
Weight Watchers	1200									
Zumba	600									
Yoga	1275									
HPBC	1800									
Ladies Choir	1300									
Jujitsu	1550									
M Hough	1400									
Chapel Garden Club	250									
WI	350									
Pilates	1850									
Buddhist	1000									
	13425	2418	2418	-11007	10000	21800	14825	19800	-2000	21000
Staff costs						650	418	560	-90	600
N.I.C.						8000	6071	8100	100	8100
Business Rate						7800	4362	6800	-1000	6800
Heat & Light						475	460	460	-15	475
Trade Refuse						1200	689	1200		1200
Water & Sewerage						4500	385	1000	-3500	4500
Repairs						2000	775	2000		2000
Heating Maintenance						400	443	443	43	400
Equipment Maintenance						46825	28428	40363	-6462	45075
	27325	15299	17424	-9901	24500					

Service	Budget	Actual	Estimate	Variance	Budget	Actual	Estimate	Variance	Budget
	2020/21	Y.T.D.	2020/21	2020/21	2020/21	Y.T.D.	2020/21	2020/21	2021/22
Portable Testing					220	267	267	47	267
Clock					235	211	211	-24	235
Lift Expenses					1450	725	1450		1450
Door Maintenance					320	328	328	8	340
Chairmans Board						76	76	76	38
Cleaning Materials					150	110	110	-40	110
Window Cleaning					360	120	200	-160	200
Toiletries/Mops/Dusters					250	510	510	260	250
New fire extinguishers									
New Cleaning Equipment					250		0	-250	0
Structural Reports									
Legal Fees					500	570	570	70	0
Licence Fees					180	180	180		180
Sundry Expenses					50	50	50		50
Rent of premises	12900	9675	12900						
47/49 Repairs/Water					500	170	500		500
47/49 Letting expenses									
47/49 Planning Permission									
47/49 Legal Expenses					500	570	570	70	0
Town Hall Forecourt									
Landlords Gas Check					100		100		100
Loan repayments					6912	6912	6912		6912
Town Hall Reserve					5000		5000		5000
Pension					500	375	600	100	600
Roof repairs									1000
Magnetic door closers									1000
Main Hall ventilation									1000
	12900	9675	12900		17477	11174	17634	157	19232
	27325	15299	17424	-9901	46825	28428	40363	-6462	45075
	40225	24974	30324	-9901	64302	39602	57997	-6305	64307
Total									

**Minutes of the Meeting of the Communications Committee  
Held on Tuesday 20 January 2021  
Virtual meeting via Zoom**

**Present:** Councillor J Adshead in the Chair  
Councillors N Gourlay, C Sizeland, Mrs S Walters and S Young

**In Attendance:** Mrs SE Stockdale - Clerk of the Council

**Apologies:** None

Three members of the public were present.

**21/239 Budget 2021/22**

It was agreed that the draft budget be amended:

- Publicity and advertising – Nil. The underspend of £1,800 will be used in 2021/22
- Website - £1,000. The underspend of £500 will be used in 2021/22
- Distribution of tourist information leaflets in the Hope Valley and North Derbyshire - £750

Additions will be made to the website to include the archive of historical minutes and a page detailing the sites of defibrillators.

It was also agreed that no newsletters be distributed in 2021/22.

**Agreed Income**

**Agreed Expenditure**

£1,750

There being no further business the Chairman declared the meeting closed.

CHAIRMAN



**Minutes of the Meeting of the F & GP Committee  
Held on Tuesday 20 January 2021  
Virtual meeting via Zoom**

**Present:** Councillor J Adshead in the Chair  
Councillors N Gourlay, C Sizeland, Mrs S Walters and S Young

**In Attendance:** Mrs SE Stockdale - Clerk of the Council

**Apologies:** None

Three members of the public were present.

**21/240                      Budget 2021/22**

It was agreed that the member's allowances earmarked reserve would be considered when new members are elected to the Council.

It was agreed to add £100 to the Honorary Townsman budget

The Council Tax Support Grant has been confirmed at £9,835.12

Due to the number of new houses in the Parish there has been an increase in the Band figure from 3462 to 3465.

<b>Agreed Income</b>	<b>Agreed Expenditure</b>
£290.00	£95,675

Councillor Gourlay proposed that the Parish Rate is increased to £54.00, which is in line with neighbouring Town and Parish Councils. The additional income should be used in the Memorial Park in respect of equipment and legal fees.  
Councillor Mrs Walters seconded the proposal.  
Four members were in favour and one member voted against.



	<b>Income</b>	<b>Expenditure</b>
<b>Amenities</b>	58,339	131,242
<b>Town Hall</b>	37,400	64,307
<b>Communications</b>		1,750
<b>F &amp; GP</b>	290	95,675

**RESOLVED:** That the 2021/22 Precept be set at £187,110 subject to receiving grants of £56,726 and £9,835.12

**CHAIRMAN**

ADMINISTRATION										
INCOME										
Service	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22	EXPENDITURE				
						Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22
Chairman's Allowance						300	150	300		300
Members Allowance						600	0	0	-600	0
Traveling Expenses						550	456	550		550
Election Expenses						0	6515	6515	6515	8200
Chaplain Honorarium						0				
Provision Council Meetings						0				
Staff costs						29000	23500	29700	700	37850
Payroll						1500	1130	1500		1550
NI						3100	2430	3241	141	3250
Training						350	640	1000	650	1000
Telephone Office						1850	1570	2000	150	2000
Office Copier	100	50	50	-50	100	800	370	800		800
IT						2600	3662	4385	1785	3500
Stationery						500	200	250	-250	250
Postage						650	340	450	-200	500
Audit Fee						750	730	730	-20	750
Bank Interest	350	143	190	-160	190	1100	1335	1335	235	1375
Subscriptions										
Legal Fees/Valuation						850	1698	1698	848	850
Health & Safety						300	400	470	170	300
Sundry Expenses						5000	1943	1943	-3057	5000
Regeneration						1000		1000		1000
Neighbourhood Plan	450	2136	2183	1733	290	50800	47069	57867	7067	69025

Sheet1

Service	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22	Budget 2020/21	Actual Y.T.D.	Estimate 2020/21	Variance 2020/21	Budget 2021/22
Honorary Townsman										100
Leisure Facilities						6500		6500		6700
Grants General						1000	618	1000		1000
Chapel Churchyard						700	700	700		700
Chapel Methodist Churchyard						200	200	200		200
Dove Holes Churchyard						200	200	200		200
Dove Holes Methodist Cyard						200	200	200		200
Insurance						16500	16862	16862	362	16950
Pension Contribution						500	375	600	100	600
Community Awards										
Covid Grants		11334	11334	11334						
Bank Compensation		300	300	300						
Total		11634	11634	11634						
	450	2136	2183	1733	290	25800	19155	26262	462	26650
	450	13770	13817	13367	290	58900	53819	66707	7807	69025
						84700	72974	92969	8269	95675

Actual Amount to be billed 2021-22

Year	Total Precept	Council Tax Base	Annual @ Band A	Annual @ Band B	Annual @ Band C	Annual @ Band D	Annual @ Band E	Annual @ Band F	Annual @ Band G	Annual @ Band H	Monthly @ Band A	Monthly @ Band B	Monthly @ Band C	Monthly @ Band D	Monthly @ Band E	Monthly @ Band F	Monthly @ Band G	Monthly @ Band H
2021/22	£187,110	3465	£36.00	£42.00	£48.00	£54.00	£66.00	£78.00	£90.00	£108.00	£3.00	£3.50	£4.00	£4.50	£5.50	£6.50	£7.50	£9.00

Actual Amount of Rise 2021-22

Year	Total Precept Increase	Council Tax Base	Annual @ Band A	Annual @ Band B	Annual @ Band C	Annual @ Band D	Annual @ Band E	Annual @ Band F	Annual @ Band G	Annual @ Band H	Monthly @ Band A	Monthly @ Band B	Monthly @ Band C	Monthly @ Band D	Monthly @ Band E	Monthly @ Band F	Monthly @ Band G	Monthly @ Band H
2021/22	£61,958	3465	£11.92	£13.91	£15.89	£17.88	£21.85	£25.83	£29.80	£35.76	£0.99	£1.16	£1.32	£1.49	£1.82	£2.15	£2.48	£2.98

## CHAPEL-EN-LE-FRITH PARISH COUNCIL

### Minutes of the Meeting of the Amenities Committee held on 26<sup>th</sup> January 2021

**Present:** Councillor J Adshead in the chair.  
Councillors C Sizeland, S Walters, N Wetters-Gourlay  
and S Young.

**In Attendance:** Mrs E Howe – Assistant to the Clerk  
Mr P Brown – Park Manager

**Apologies:** None.

#### **21/241 Public Speaking**

There were no members of the public present wishing to speak.

#### **21/242 Active Travel Grant**

It was reported the time frame for applications had passed.

#### **21/243 Cycle Racks**

HPBC Planning authority have confirmed cycle racks would be allowed under Class 12 of the General Permitted Development Order. However the land must be owned by the Parish Council, as the Council do not own the land on the Market Place the Council have requested the Regeneration Office at HPBC request the cycle racks from DCC.

#### **21/244 Tramlines at the Leys**

Cllr Sizeland entered the waiting room during the discussions.

It was reported a locked gate has been installed to protect the Tramlines. It was agreed the Chairman and Assistant Clerk are to draw up a plan of action regarding to reinstatement of the wall.

#### **21/245 Planter Locations and Commissioning**

All agreed members were to provide the Assistant Clerk with a list of suggested locations. It was agreed permission be sought to install a planter on the corner of Old Park Road and Grange Park Road, Chapel-en-le-Frith from DCC.

#### **21/246 Grit Bins**

It was agreed site visits be performed for requested sites. The Council are sympathetic towards requests for grit bins but not all requests can be granted, additional requests will be considered.

It was agreed enquiries be made on how to fill the grit bins.

**21/247 Sports Pavilion**

The Park Manager reported that stage one of the repairs have been completed.

**21/248 Memorial Park**

Lawn Mower – Motion carried to apply for a Tarmac LFC Grant for the cost of a new Lawn Mower. If the Council are not eligible for the grant it was agreed to purchase a Flail for the existing lawn mower.

CCTV – It was reported the Assistant Clerk has been unsuccessful at receiving a response from Electricity Northwest.

Park Bench Relocation – It was reported a complaint has been received regarding the location of a bench near the skate park. It was agreed to inform the complainant that the bench will be sited there and if any Anti-social behaviour occurs the site will be revisited.

**21/249 Correspondence**

A complaint has been received regarding the locking of the gate at the Bowling Green Lane entrance to the Park. It was agreed the Assistant Clerk contact the resident who has been locking the gate due to anti-social behaviour to see if there has been any improvement. It was agreed to reply to the complainant and inform them it is a temporary measure due to anti-social behaviour.

A request has been received to plant a magnolia memorial tree in the Memorial park. It was agreed to respond to the applicant explaining the Council prefer native trees be planted at a site agreed by the Park Manager or that they plant a Cherry tree to follow on from the row of Cherry Trees.

**21/250 Part 2 - Business transacted after the exclusion of the public and Press**

There being no further business the Chairman declared the meeting closed at 4.08pm

CHAIRMAN

## Town Hall Loss of Earnings

## COVID GRANT

Date	Weekly Hirer Loss	Monthly Hirer Loss	Total weekly	Running Total	Amount Received
23rd March - 23rd May 2020	£	£	£	£	£
25th -31st May 2020	298.50	25.00	323.50	2,988.26	10,000.00
1st - 5th June 2020	298.50	-	298.50	3,311.76	1,334.00
8th - 12th June 2020	298.50	55.00	353.50	3,610.26	4,000.00
15th - 19th June 2020	298.50	168.00	466.50	3,963.76	2,001.00
22nd - 26th June 2020	298.50	-	298.50	4,430.26	<b>17,335.00</b>
29th May - 3rd July 2020	298.50	-	298.50	4,728.76	
6th - 10th July 2020	298.50	-	298.50	5,027.26	
13th - 17th July 2020	298.50	108.75	407.25	5,434.51	
20th - 24th July 2020	298.50	168.00	466.50	5,901.01	
27th - 31st July 2020	298.50	25.00	298.50	6,199.51	
3rd - 7th August 2020	269.50	25.00	323.50	6,523.01	
10th - 14th August 2020	210.50	298.00	269.50	6,792.51	
17th - 21st August 2020	197.75	298.00	508.50	7,301.01	
24th - 28th August 2020	197.75	25.00	197.75	7,498.76	
31st Aug - 4th Sept 2020	197.75	25.00	222.75	7,721.51	
7th - 11th Sept 2020	197.75	261.75	197.75	7,919.26	
14 - 18th Sept 2020	197.75	261.75	459.50	8,378.76	
21st - 25th Sept 2020	183.00	25.00	197.75	8,576.51	
28th Sept - 2nd Oct 2020	183.00	25.00	183.00	8,759.51	
5th - 9th Oct 2020	183.00	168.00	208.00	8,967.51	
13th -16th Oct 2020	183.00	36.25	351.00	9,318.51	
19th - 23rd Oct 2020	183.00	25.00	219.25	9,537.76	
26th -30th Oct 2020	183.00	-	183.00	9,720.76	
2nd - 6th Nov 2020	298.50	25.00	208.00	9,745.76	
9th - 13th Nov 2020	298.50	51.00	248.75	9,994.51	
16th - 20th Nov 2020	298.50	168.00	466.50	10,461.01	
23rd - 27th Nov 2020	298.50	36.25	334.75	10,795.76	
30th Nov - 4th Dec 2020	197.50	25.00	323.50	11,119.26	
	197.50	-	197.50	11,316.76	

7th - 11th Dec 2020	£	249.75	£	36.25	£	286.00	£	11,602.76
14th - 18th Dec 2020	£	249.75	£	168.00	£	417.75	£	12,020.51
21st - 25th Dec 2020	£	137.50			£	137.50	£	12,158.01
28th Dec 2020 - 1st Jan 2021	£	50.75			£	50.75	£	12,208.76
4th - 8th Jan 2021	£	224.25			£	224.25	£	12,433.01
11th - 15th Jan 2021	£	224.25	£	36.25	£	260.50	£	12,693.51
18th - 22nd Jan 2021	£	224.25	£	168.00	£	392.25	£	13,085.76
25th - 29th Jan 2021	£	224.25	£	25.50	£	249.75	£	13,335.51
1st - 5th Feb 2021	£	224.25	£		£	224.25	£	13,559.76
8th - 12th Feb 2021	£	224.25	£	36.25	£	260.50	£	13,820.26
15th - 19th Feb 2021	£	224.25			£	224.25	£	14,044.51
22nd - 26th Feb 2021	£	224.25	£	193.50	£	417.75	£	14,462.26
1st - 5th March 2021	£	224.25			£	224.25	£	14,686.51
8th - 12th March 2021	£	224.25	£	36.25	£	260.50	£	14,947.01
15th - 19th March 2021	£	224.25			£	224.25	£	15,171.26
22nd - 26th March 2021	£	224.25	£	168.00	£	392.25	£	15,563.51
29th - 31st March 2021	£	224.25	£	25.50	£	249.75	£	15,813.26



# Friends of Chapel Station.

ESTABLISHED 2008.

## APPENDIX TO 25-01-21 MEETING MINUTES

### GRITTING ISSUES. APPROACH ROAD TO STATION

Heavy rainfall and then freezing temperatures since Christmas have caused considerable problems for passengers at Chapel Station. These have primarily been caused by a complete lack of gritting on the approach road and a very parsimonious amount of grit spread on the platforms/crossing etc.

During winter the top end (from the access gate to the Midland line) up to the station is in continuous shadow. Frost and snow will remain for days despite adjacent areas getting a bit of sun becoming frost and snow free. The length between the access gate and Long Lane has previously been easier to walk over, but due to the blockage of gulleys and sough over the past few years has become very wet and is now also a hazard.

We know of at least 8 people who have fallen over on black ice/hard snow recently and vehicles also having major difficulty in keeping going, adding danger to nearby pedestrians. We acknowledge that reduced use during the pandemic has decreased the footfall and that what little grit is applied does not get spread as normal.

However, we are aware that despite complaints and referrals to Northern fault line early on a number of mornings, and from the signaller who also has difficulties, to Network Rail control, there has been no action on the ground. It is reported that Network Rail think that this work, including any ploughing, is covered by an agreement with Derbyshire County Council Highways Dept. ISS advise that it is not covered by their agreement with Northern.

As far as any proper agreement with Network Rail is concerned, it is known that the last Area Manager for Buxton, David Bird, in the 1970s had an informal arrangement that permitted the DCC gritter driver who lived very locally, to plough and grit the approach road if he felt it was needed. However, there have been many changes in the Highways Dept. since then and any 'agreement' now is thought to be only for major snowfall when the road is totally blocked and the ploughs have finished elsewhere.

As expressed in the minutes, we are very concerned about this situation and ask that some obvious improvements are urgently made.

John H Brook, Chairman 26/01/21

Chairman. John Brook, 8 Leefield Road, Chapel-en-le-Frith, High Peak, SK23 0LF (01298 938680)

Secretary.

Treasurer. Gary Dobbin, Ridge Lodge, Chapel-en-le-Frith SK23 9UD. (07969650120)

# Friends of Chapel Station.

ESTABLISHED 2008.

## MINUTES OF THE BI MONTHLY MEETING HELD ON MONDAY 25<sup>th</sup> JANUARY 2021 AT 7.00 BY TELEPHONE CONFERENCE

**NOTE:- Meeting held by telephone conference due to Corona Virus restrictions**

### **1) APOLOGIES**

Derek O'Brien. Richard Bagot.

### **2) PRESENT ON CONFERENCE**

John Brook, (Chair and minutes). Iain Barley, Gary Dobbin, Peter Helps. Don Coffey, Grahame Parsons

### **3) MINUTES OF NOVEMBER MEETING.**

These were approved and signed by the Chairman.

### **4) MATTERS ARISING.**

- a) Repainting still awaited for platform lamp posts. Noted that this had still not been carried out, and makes the station look poor overall.
- b) The windows of the building are still boarded up after the vandalism pre Christmas.
- c) See below for gritting issues

### **5) STATION ADOPTER – ISSUES AND MAINTENANCE.**

- a) **GRITTING** It is known that at least 8 people have fallen over on the approach road due to total lack of gritting other than platforms. Not thought that any have been injured other than bruising etc. Chairman was asked to fully report to Northern and Network Rail our repeated concerns. (See Appendix attached to these minutes for full details).
- b) **Replacement lamp post** for approach road light destroyed in November 2019 was dropped off some months ago in the grass alongside the remains of the old one. It is noted that it appears to have been moved towards the road by persons unknown, possibly a hazard if moved further.
- c) **U/S shelter sheeting** was damaged when the vandalism which destroyed the welcome board (23/12) took place. ISS/Northern issue.
- d) **The replacement welcome board** for the U/S shelter has been collected and is awaiting fitting when we are permitted to do so. Grateful thanks to Northern for reimbursing our costs for this.

### **6) WORKING PARTIES ETC.**

- a) The last working party prior to lockdown did some further preparatory work on a couple of the three triangles area.
- b) Meeting discussed what to do with the border between tarmac and soil on the D/S, currently the stones placed as part of our first works in 2008 are in need of re setting or??

Chairman. John Brook, 8 Leefield Road, Chapel-en-le-Frith, High Peak, SK23 0LF (938680)

Secretary.

Treasurer. Gary Dobbin, Ridge Lodge, Chapel-en-le-Frith SK23 9UD. (07969650120)

Options are a) to take up stones, provide a bedding of sand/limestone and replace. b) Use some of the half round lengths of timber, say 2 high with posts in border. c) Use sleepers- but recent discussion thought this would use up too much border space. It was noted that the tarmac edge was breaking away when the area is weeded, so providing a more definitive border would permit tarmac infill more accurately.

Next working parties Cancelled U.F.N. Hope that April might be the first this year.

**7) AOB.**

A) Don agreed to meet safely with John at the station in Mid February (Others dependant on the current safety/distancing rules in force at the time) to discuss a) Best method of refixing the welcome board, b) How to deal with the refurbishment of the running in board, which could serve as a template for the others as and when required. Don has a laminate material for the back board which could solve the rotting/delaminating issues with the current plywood.

B) Noted that the daffodils on the approach road border were coming up nicely, Victor to be asked not to mow until they have largely died down in late spring.

C) Approach Road edging. Noted that the water run off has caused a considerable drop off between the tarmac and the grass in places and people stepping back to avoid cars are tripping.

D) Noted that the problem with blocked gulleys and sough on approach road is getting worse and flooding is regularly occurring. Water is flowing out onto Long Lane.

E) A.G.M. This is to take place at our next meeting. Both the Chairman and Treasurer are willing and able to be nominated. Chairman re iterated that there is a vacancy for the Secretary's post.

**8) DATE OF NEXT MEETING**

**Monday 29<sup>th</sup> MARCH 2021 7.00 p.m. Venue/arrangements likely to be via Phone conference..**

The Chairman thanked all for their attendance and contributions to the meeting, which closed at 19.45.

SIGNED AS A CORRECT RECORD \_\_\_\_\_ DATE \_\_\_\_\_

Chairman. John Brook, 8 Leefield Road, Chapel-en-le-Frith, High Peak, SK23 0LF (938680)

Secretary.

Treasurer. Gary Dobbin, Ridge Lodge, Chapel-en-le-Frith SK23 9UD. (07969650120)

**PUBLIC PATH DIVERSION ORDER  
TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257  
THE HIGH PEAK BOROUGH COUNCIL  
FOOTPATH 115 CHAPEL-EN-LE-FRITH  
PUBLIC PATH DIVERSION ORDER 2017**

This order is made by the High Peak Borough Council under section 257 of the Town & Country Planning Act 1990 because it is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part 3 of the Town and Country Planning Act 1990 namely Proposed Engineering Operations consisting of construction of a new access road in relation to planning ref: HPK/2015/0380

**BY THIS ORDER**

1. The footpath number 115 over the land shown by a bold black line on the attached map (available for inspection during the usual office hours, at the Town Hall, Market Place Buxton Derbyshire SK17 1AQ ) (marked A,B, ) and described in Part 1 of the Schedule to this order (the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of High Peak Borough Council an alternative footpath for use as a replacement for the said footpath as provided in Part 2 of the schedule and shown by bold black dashes on the attached map (marked A,C,)
3. The diversion of the footpath shall have effect on the date on which High Peak Borough Council certify that the terms of Article 2 above have been complied with.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule: The new length of footpath between points A,C shall be two metres wide with a tarmacadam surface and edged.
- 5 Mrs Sally Ann Wilkinson and Ms Tracy Broomhead Warmbrook Barn, Chapel-en-le-Frith High Peak are required to pay for the cost of carrying out the said works.
- 6 Where immediately before the date on which the footpath is diverted there is apparatus under, in on, over along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

**SCHEDULE**

**PART 1**

**DESCRIPTION OF SITE OF EXISTING PATH OR WAY**

Section indicated on Map A – B

The whole width of footpath 115 as shown in bold on the enclosed map from point A (SK 0626 8041 ) and then in an east, south Easterly, then north, easterly direction for a distance of approximately 35 metres or thereabouts to point B (SK 0629 8042).

**PART 2**

**DESCRIPTION OF SITE OF PROPOSED PATH OR WAY**

Section indicated on Map A-C

A 2 metre wide tarmacadam surfaced Footpath in the Parish of Chapel-en-le Frith from point A (SK 0626 8041) proceeding in a generally east, north Easterly then north, north easterly direction for a distance of approximately 36 metres or thereabouts to point C (SK 0627 8042).

THE COMMON SEAL of the  
HIGH PEAK BOROUGH COUNCIL  
Was hereunto affixed this 15th day of  
May 2017 in the presence of



For and on behalf of High Peak Borough Council

*continuation of Contribution received.*



The foregoing Order is hereby confirmed.  
Further, it is hereby certified that the  
provisions of the above Order have been  
complied with & the diversion of the  
said funds shall take effect on the  
date hereof

N. B.

Authorized Signatory

81.2021

# Chapel-en-le-Frith Public Footpath No 115 (Part)

Site Location plan Scale 1:2500 on A4



Co-ordinates  
Point A - SK 06268041  
Point B - SK 06298042  
Point C - SK 06278042



Scale 1:500

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OS Map Ref. SK06805W

Unaffected Footpath  
Part of footpath to be diverted  
Alternative footpath

## Sue Stockdale

---

**From:** Smith, David <david.smith@staffs Moorlands.gov.uk>  
**Sent:** 21 January 2021 14:40  
**Subject:** PUBLIC SPACES PROTECTION ORDER (Wildfires) 2021  
**Attachments:** WILDFIRES PSPO DRAFT ORDER.docx

Dear Clerk

### **PUBLIC SPACES PROTECTION ORDER (Wildfires) 2021**

The Borough Council has the power to introduce a Public Spaces Protection Order (PSPO) to control behaviours in a public place, which have caused or may cause a detrimental effect on the quality of life of those in the locality and are likely to be of a continuing or persistent nature and are therefore unreasonable.

High Peak Borough Council is considering introducing a PSPO to reduce the occurrence of wildfires by prohibiting the lighting of fires, barbecues, fireworks and Chinese (sky) lanterns. In addition, the Council intends to work with partners to raise awareness of the risks of wildfires and to encourage people to behave responsibly.

Under Section 72 of the above Act, the Borough Council must notify all parish or town councils within the restricted area of a proposed Public Spaces Protection Order before bringing it into force. I have therefore enclosed a copy of the proposed Order with this e-mail.

Many thanks

David

**David G Smith** Principal Officer Communities and Partnerships  
High Peak Borough Council and Staffordshire Moorlands District Council  
Tel: **01538 395400** Internal **4165**

[www.highpeak.gov.uk](http://www.highpeak.gov.uk) | Follow HPBC on [Twitter](#) | [Facebook](#)

[www.staffs Moorlands.gov.uk](http://www.staffs Moorlands.gov.uk) | Follow SMDC on [Twitter](#) | [Facebook](#)



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**PUBLIC SPACES PROTECTION ORDER (Wildfires) 2021**

**Section 59 Anti-Social Behaviour Crime and Policing Act 2014**

The High Peak Borough Council hereby makes the following Order:

1. This Order comes into force on XXXX and will last for a period of three years.
2. This Order applies to the land specified in the Schedule (the "Restricted Area").

**Purpose**

3. The Order is intended is to help to stop or reduce activities that have had a detrimental effect on the quality of life of those in the locality namely the starting of fires in grass and moorland areas. Such fires can contribute to climate change and result in risk to life; damage to biodiversity, habitats and property; and loss of income from tourism and other land uses.

**Offence**

4. Under the terms and restrictions of the Public Spaces Protection Order the following is prohibited:

- a) Lighting a fire of any type or size in the Restricted Area without the prior written consent of the Borough Council.
- b) Using any article or object which causes a naked flame and thereby poses a risk of fire without the prior written consent of the Borough Council.
- c) Possessing or lighting a barbecue in the Restricted Area without the prior written consent of the Borough Council.



- d) Possessing, lighting or releasing a firework in the Restricted Area without the prior written consent of the Borough Council.
- e) Possessing, lighting or releasing a Chinese/sky lantern or other open flame heat-source lantern in the Restricted Area without the prior written consent of the Borough Council.

5. A person or persons are required to surrender anything in their possession which a constable or authorised person has reasonable suspicion to be an article that has been used OR is likely to be used in conjunction with the prohibited activities referred to in this Order.

6. The restrictions in Article 4 to this Order shall not apply to any police, ambulance, fire service or Peak District National Park Authority personnel acting in pursuance of statutory powers or duties.

#### **Offence of Failing to Comply with Order**

7. Under Section 67 of the Anti-Social Behaviour, Crime and Policing Act 2014, it is an offence for a person without reasonable excuse to:

- (a) do anything that the person is prohibited from doing by this Order, or
- (b) fail to comply with a requirement to which the person is subject under this Order.

8. A person who is guilty of an offence shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

#### **Challenging the Validity of the Order**

9. If any interested person desires to question the validity of this Order on the grounds that the Council has no power to make it or that any requirement of the Act has not been complied with in relation to this Order, he or she may apply to the High Court within six weeks from the date on which this order is made.

IN WITNESS whereof the COMMON SEAL  
of the HIGH PEAK BOROUGH COUNCIL was hereunto affixed this  
day of two thousand and twenty one in  
the presence of

Chairman

Chief Executive

### **SCHEDULE**

This Order applies to all parts of the borough of High Peak that:

- lie within the boundary of the Peak District National Park and/or land owned by High Peak Borough Council, and
- are open to the air, and
- to which the public are entitled or permitted to have access (with or without payment).

This includes access land as defined in Section 1 of the Countryside and Rights of Way Act 2000 but excludes any licensed campsites or caravan sites, or land which is occupied by an organisation which holds a valid certificate of exemption granted under paragraph 12 of Schedule 1 of the Caravan Sites and Control of Development Act 1960 or under section 269(6) of the Public Health Act 1936.

The George and Sarah Beresford Memorial Hall, Sparrowpit.

12 January 2021

Dear Mrs Stockdale,

The George and Sarah Beresford Memorial Hall Foundation (Beresford Trust) Management Committee requests that this letter be read out at the next meeting of Chapel-en-le-Frith Parish Council (as an item of correspondence) and included in the agenda for the meeting. The current Council prides itself on being open and transparent and has frequently stated that there has been too much secrecy in the past. Allegations about our Trust were made by members of the Council in a public meeting on 5th January 2021 that was subsequently published on social media. This letter seeks to set the record straight and the contents should be available to the wider public so that it can be discussed openly and they can judge for themselves.

At the Full Parish Council meeting held on January 5<sup>th</sup> 2021 via Zoom and recorded on video there was an item 15 on the Agenda (Sparrowpit Play Area) which necessitates a response from the Beresford Trust Management Committee (the Committee).

The recording of the meeting of the 5<sup>th</sup> is available on YouTube and we append a document which is a transcript of comments made by Parish Councillors when discussing item 15.

The Parish Council has previously received communication from the Beresford Trust in October 2019 and a copy of that communication is appended.

The Committee is appalled and offended by the tone and content of comments made during the meeting of the 15<sup>th</sup> with regard to the behaviour of the Beresford Trust and refutes in the strongest terms the claims by Councillor Gourlay that there is or ever has been anything incorrect or illegal in the way the Beresford Trust is managed.

Councillor Gourlay has provided no evidence for his claims, and he should withdraw them unless he is able to do so.

Councillor Gourlay suggested that the trust is close to being a parochial charity, this is incorrect as you will see later in this letter.

Councillor Gourlay stated that he was elected as a trustee to the Beresford Trust, this is incorrect. Councillor Gourlay was nominated by the Parish Council as an appointed representative to the Committee and on November 5<sup>th</sup> 2019 at the Full Parish Council Meeting withdrew his nomination, this meeting was recorded and the Council is directed to the section of the video that starts at 2:12:30 approximately, he also emailed his resignation appointment ahead of the meeting on November 5<sup>th</sup> to the other Parish Council members.

Councillor Gourlay stated that the Parish Council has the right to appoint two trustees and that the Beresford Trust is refusing the Parish Council that right, this is incorrect. The Parish Council has appointed two Committee members and they are in situ. Peter Harrison was appointed as a representative member by the Parish Council and has been an admirable Committee member for many years. On the withdrawal of Councillor Gourlay's nomination Carole Cobb was appointed as the second Parish Council representative member. Neither of the appointed representatives offered their resignation to the Beresford Trust when they stepped down as Parish Councillors.

Councillor Gourlay stated that when "he started investigating this charity it had one trustee, later it had two, now they say they have three", this comment is misleading.

The Beresford Trust governing document is old and the terminology is outdated. The decision has been taken to replace the governing document with a more modern and simpler governing document which should help to reduce confusion, however, the structure of the Beresford Trust will remain much the same.

A village hall charity will normally have two sets of trustees:

- Holding or custodian trustees and
- Charity or managing charity trustees.

Holding trustees or custodian trustees hold the land or property on behalf of the charity. The Beresford Trust has two individuals appointed as holding trustees and these are recorded with the Charity Commission. Parochial Charities do not consist of solely holding trustees.

Charity or managing charity trustees manage the charity on a day to day basis and in a village hall this will be a management committee (the Committee). An individual accepts the appointment and is appointed to the Beresford Trust Committee at the end of the Trusts AGM, which they must attend. The individuals remain on the Beresford Trust Committee from AGM to AGM unless they resign in writing to the Secretary of the Committee. This group of individuals are not recorded by the Charity Commission.

The individuals representing the Parish Council become managing charity trustees and should not act as 'representatives' of their external body. They are entitled to put their organisations views, but if there is a clash of interest a decision must be made in the best interest of the Beresford Trust.

Councillor Gourlay stated that the Parish Council has the right to appoint two trustees and that the Beresford Trust is refusing that right, he also stated that the charity should be run with seventeen trustees. This is incorrect, the Beresford Trust is insisting that the Parish Council uses the correct channels which is of course their appointed representatives. Also, the charity is restricted to a maximum of seventeen but the governing document provides for the Beresford Trust to operate with less than that number.

The Committee is seeking assurance that the Parish Council will use the appropriate and established channels of communication and work with the individuals they have appointed. The Minute books and finance documents have been and remain readily available for those individuals to examine. The Committee has agreed that the latest accounts will be supplied to the Parish Council by separate communication.

Councillors questioned the ownership of the land on which the Sparrowpit play area stands and therefore the validity of the Lease Agreement drawn up by solicitors at Cooper sons Hartley Williams Chapel-en-le-Frith office. It would be negligent of a solicitor to draw up a lease between the two parties knowing there was an issue with the land ownership, however, the Committee has requested that their solicitor provide assurances to the Parish Council of the legality of the land ownership and sufficient documentation to confirm that the Beresford Trust is able to be party to the Lease Agreement.

The delay in providing the Lease Agreement to the Parish Council is regrettable but it is outside the control of the Beresford Trust, the trust has sought updates from the solicitors on a regular basis in the same way that the Parish Council has sought updates from the trust.

Councillor Walters stated that she had been at meetings and remembers being sat in meetings (plural) and that Councillor Gourlay was "put down" and told "it was nothing to do with him" Please

can Councillor Walters either substantiate the comments with reference to the relevant recording and section within that recording or withdraw her comments.

Councillor Gourlay's use of ultimatums, threats to write to the Charity Commission and his inference that we are sitting under a sword that he can drop on our heads at any time justifies our conclusion that he is unsuitable for appointment to our management committee. There is neither need nor room for such belligerent rhetoric.

The Parish Council can be assured of the legally compliant management of the Beresford Trust and to that end is in communication with the Charity Commission with a view to updating the governing document so that is fit for purpose in the modern era. Evidence of the confusion caused by the existing Beresford Trust governing document has been supplied to the Charity Commission in the form of the letter and emails of October 2019 as appended to this letter, this letter and the transcript of the Parish Council Meeting of 5th January 2021 will also be supplied.

The Committee seeks assurance that the Parish Council will use the appropriate and established channels of communication.

The Beresford Trust is run entirely by volunteers and like many smaller charities the Committee has a higher than average age range. These individuals work quietly but consistently for the benefit of the charity. The Parish Council also consists of volunteers but they have volunteered for a role in Public Office and as a group have decided to record and share their meetings on social media. There is a responsibility placed on those Parish Councillors to consider their comments fully before airing them, to be able to substantiate them and to know that they are accurate based on a firm understanding of the subject matter. They need to be sure that they are working within the law and conduct themselves accordingly, it is far too easy to harm the reputation of those who actively invest time and energy for the community good by ill-considered unfounded and misleading comments.

Yours sincerely

Geoffrey Slack



Carole Cobb



On behalf of the George and Sarah Beresford Memorial Foundation

## **Appendices**

Copy of Correspondence from the Beresford Trust (Letter dated 24th October 2019 and emails) as received by the Parish Council ahead of the November 5<sup>th</sup> 2019 meeting of the Full Parish Council

Copy of email dated 4<sup>th</sup> November 2019 from Cllr Nigel Gourlay. Subject Re: Correspondence

Transcript of the comments made by Councillors during discussion about item 15 on the Agenda for the Full Parish Council Meeting held January 5<sup>th</sup> 2021

The George and Sarah Beresford Memorial Hall  
Sparrow Pit, Buxton

24th October 2019

Dear Mrs Stockdale,

Thank you for your letter dated 25th September and the proposal that Councillor Wetters Gourlay be a representative member of Chapel-en-le-Frith Parish Council on the George and Sarah Beresford Memorial Hall Committee of Management (the Committee).

As you and the members of the Parish Council are aware, Cllr Wetters Gourlay has seen fit to communicate with the Committee Secretary/Trustee ahead of receipt of your notification in the belief that the nomination by the Parish Council instantly rendered him a committee member and trustee and thereby able to lay down certain demands.

Whilst these actions could be viewed as the mistake of a novice Councillor the contents of the emails sent to the Secretary and the complaint raised by Cllr Wetters Gourlay with the Charity Commission cannot be viewed so lightly.

Members of the Committee have read the various emails between Cllr Wetters Gourlay and the Secretary as well as the Charity Commission's e mail received as a result of Cllr Wetters Gourlay's erroneous complaint. Members have also had the opportunity to watch the recording of the Parish Council meetings posted on YouTube by Cllr Wetters Gourlay and to read his October circular.

The Committee appreciate the opportunity afforded them by Cllr Wetters Gourlay to carefully consider the Parish Council's nomination of him as a representative and have concluded that by his actions and comments he has shown himself to be an unfit and unsuitable nomination and therefore unacceptable to the Committee and Trustees.

The Committee is a stable working committee that would hope to welcome new members who are able to make a positive contribution and in the course of doing so conduct themselves in an appropriate manner. The Committee expect the representative members of the Parish Council to understand the Code of Conduct that applies to those in public office and to conduct themselves accordingly. To allow someone to join the Committee when they are displaying such obvious intentions to disrupt this established, legally compliant and functioning Committee would be counter-productive and therefore the Committee has voted to reject the nomination.

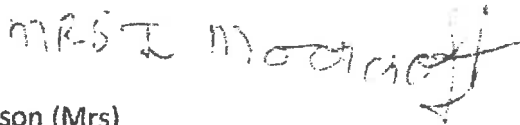
We have taken legal advice and confirm that the Secretary of the Committee was correct in informing Cllr Wetters Gourlay that any representative nominated by the Parish Council would not take office until after the next AGM of the committee. Our last AGM was held on 1st May 2019 and the date of the AGM in 2020 has yet to be fixed.

Having viewed Councillor Wetters Gourlay's emails of 22<sup>nd</sup> and 23<sup>rd</sup> October we request that you restrict contact with the Secretary to the existing Parish Council representatives and that Councillor Wetters Gourlay refrains from further contact with the Secretary regarding the George and Sarah Beresford Memorial Hall Trust. His various innuendos and unfounded suggestions of irregular conduct by Trustees and Committee members are unwelcome and say more about Councillor Wetters Gourlay than they do about anyone involved with the Trust.

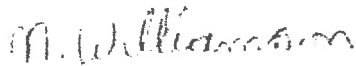
As a matter of transparency we have attached the emails referred to in the above.

Yours sincerely

Dorothy Moorcroft (Mrs)

Handwritten signature of Mrs Dorothy Moorcroft in cursive script.

Mary Williamson (Mrs)

Handwritten signature of Mrs Mary Williamson in cursive script.

On behalf of the George and Sarah Beresford Memorial Foundation



## Hilary Batterbee

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**From:** Nigel Gourlay [ngourlay@gmail.com]  
**Sent:** 23 October 2019 14:32  
**To:** Hilary Batterbee  
**Cc:** Tony Dales; Paddy Bann; Charles Lawley; Liam McCarthy; Stewart Young; Chris Sizeland; Jason Adshead; Stella Walters; Peter Harrison; Sue Stockdale  
**Subject:** Re: Sparrowpit Play Area  
**Attachments:** Beresford 15 Sept 1959.pdf; ATT00098.html

Hilary

This all seems very irregular. The Parish Council had a lease with the Chatsworth estate until 1972, and you say that your Trust has owned the land since the 1950s? I'd like to see a copy of the deeds please. It should be a simple matter of ringing your solicitors and asking for a photocopy.

I continue to be extremely concerned about the administration of your Trust, which should have 17 trustees (or more if the committee chooses), and yet is being run with two: you and another lady whose address is unlisted on the Charity Commission website. I attach again the constitution of your Trust to this email. A donation of £15,000 seems like a great deal of money to be put in the hands of your Trust when it has the shadow of suspicion hanging over it. It also raises the question of why the Parish Council should be funding the core activities of a wealthy Trust run by one of its councillors. Why isn't your Trust running its own affairs rather than relying on ratepayers' money? Why won't you let Parish Councillors see the bank statements for your Trust, or its audited accounts?

I would also remind you that Chapel-en-le-Frith Parish Council and Peak Forest Parish Council are entitled to appoint three representatives each year to your Trust to serve as trustees. Your unwillingness to accept that this is the case is ploughing your Trust's reputation into the ground.

When you speak at Parish Council meetings about how essential the Sparrowpit Playpark is, with doting grandparents keeping the place busy with their imported grandchildren, it is not only unbelievable, but also makes me take a sharp breath every time it occurs. Given that you say it is owned by your Trust, given the council is funding its upkeep, and given you are currently preventing the Council from scrutinising your Trust's activities, you seem to be an exemplar for Monitoring Officers to use at training sessions.

At a time when people are asking why we are spending ratepayers' money on a playpark where there are no children, you should be acutely aware of the reputational dangers that exist for your Trust.

I hope we can fix this in a spirit of mutual cooperation and comradeship.

Nigel

 Virus-free. [www.avg.com](http://www.avg.com)

**From:** Nigel Gourlay [mailto:ngourlay@gmail.com]  
**Sent:** 05 September 2019 21:31  
**To:** Hilary Batterbee  
**Cc:** Sue Stockdale; Charles Lawley; Chris Sizeland; Jason Adshead; Liam McCarthy; Paddy Bann; Peter Harrison; Stella Walters; Stewart Young; Tony Dales  
**Subject:** Re: Freedom of Information Requests

I hate to tell an ex-magistrate that she's reading her constitution incorrectly, but you're reading your constitution incorrectly.

It quite clearly refers to the AGM of the appointing organisation, not the Memorial Foundation.

Sue, now that we know that Hilary is the Secretary of the charity, can you write to her letting her know who the two council-appointed trustees are?

If you refuse to run this charity properly, Hilary, then I will have to go through the Charities Commission.

N

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**From:** Nigel Gourlay [ngourlay@gmail.com]  
**Sent:** 04 September 2019 16:03  
**To:** Hilary Batterbee  
**Cc:** Sue Stockdale; Charles Lawley; Chris Sizeland; Jason Adshead; Liam McCarthy; Paddy Bann; Peter Harrison; Stella Walters; Stewart Young; Tony Dales  
**Subject:** Re: Freedom of Information Requests  
**Attachments:** Beresford 15 Sept 1959.pdf

Oh dear, Hilary, If I didn't know you better, I would say you had a problem with truthfulness.

Sue, can you put a copy of this document somewhere safe. It spells out the responsibility of the parish council to appoint each year two representative members of the Committee of Management who are trustees of the George and Sarah Beresford Memorial Foundation. You'll need to find out from Hilary the name of the Secretary of the Foundation.

Hilary, did you think I would simply believe you about this, given your past record? Also, you still haven't sent round the minutes of the last AGM, as you promised in your email of 13 August.

Nigel

## Cllr Gourlay Email 4<sup>th</sup> November 2019 Withdrawal of Nomination

The below email was sent by Cllr Gourlay to the Parish Council Clerk and various Parish Council members were cc'd on the email.

Cllr Sizeland, Cllr Adshead, Cllr Walters, Cllr Gourlay and Cllr Young remain as Parish Councillors.

As at January 2021 Peter Harrison remains a representative on the G & S Beresford Memorial Hall Foundation managing committee.

As at January 2021 Hilary Batterbee is a holding trustee for the G & S Beresford Memorial Hall Foundation and Secretary for the managing committee.

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From: Nigel Gourlay [mailto:nogourlay@gmail.com]

Sent: 04 November 2019 12:18

To: Sue Stockdale

Cc: [redacted], Chris Sizeland; Hilary Batterbee; Jason Adshead; [redacted]; Peter Harrison; Stella Walters

Subject: Re: Correspondence

I have previously received an email from Hilary stating there were two trustees. Now there appear to be three or more.

According to the trust's constitution, the Parish Council appoints its representatives at the council's AGM in May. The trust appears to be saying that the appointees serve from the trust's AGM until the Parish Council's AGM.

No mention is made of Peter, who is also a council representative on the trust.

Look, I'm not going to fight this any more, but I know as well as anyone who has looked into this that the village hall is suffering, and there are no kids in Sparrowpit.

Now should be the time when the trust should be reaching out to the community, but they are closing ranks. There should be 17 trustees. There are two or three, and a misinterpretation of their constitution which renders them invisible to scrutiny.

I hereby resign as a Parish Council representative to the G&S Beresford Memorial Trust. I suggest that anyone who would like to take up my position acts carefully, they are taking on a position of legal responsibility where they have no ability to scrutinise the functioning of the charity.

Nigel Gourlay

2021 January 5<sup>th</sup> Parish Council meeting. Extract of Comments re Sparrowpit Play Area

The full video is available at:

<https://youtu.be/h1nqgPmUqbU>

The video playback at 1:15:40 - items 14 & 15 on the agenda are dealt with in reverse order so that Sparrowpit Play Area is discussed before the United Charities item

1:15:40 Cllr Nigel Gourlay spoke.

This is not to do with Sparrowpit Play area, in essence it is about **the charitable trust which purports to own the land on which the play area is**. As far as I can work out for many many years, I would say over 70yrs, the Parish Council has been maintaining the play park in Sparrowpit and two years ago (Jan'19) I asked a fairly innocent question which was – if we don't own it where's the Lease? And the answer that came back was that for many years we hadn't had a Lease but it was being handled by the solicitors and I did some more digging and the charity that we are dealing with, the Beresford Trust, they were not the people we had the Lease with we had the Lease with the Chatsworth Estate and then in the 1970s we have a letter saying that this trust is happy for us to negotiate another Lease on the same terms.

1:17:20. And we have had nothing in between our lease with the Dukes of Devonshire and now and during these past two years I have repeatedly tried to get information out of the Trust. **This is not a wholly independent charity, the trust is essentially close to being a parochial charity**. Two members of Chapel Parish are meant to sit as trustees and one member of Peak Forest Parish Council is meant to sit as a trustee. **When I was elected as a trustee by this Parish Council to the Beresford Trust the trustees said that this Parish Council had no rights to appoint trustees** which is not the case.

1:18:15. I then asked to see a copy of their accounts and their Minute Book and in August 2019 those were promised to be shown to Councillors and almost a year and a half later we've seen nothing.

1:18:34 in to the recording. Before Christmas I asked again to see a new lease with the Beresford trust -the Sparrowpit Play Park and received the same excuse. It is taking up a long time to draw up a new lease, **now my worry is that they do not own the land**.

1:18:56 in to the recording. **I have seen no proof that they have deeds for that land**. I cannot think if they have deeds for that land why they would not show them to this Council. Now it is with great regret that **I ask this Council to write with some urgency to the Charity Commission and ask them to investigate this charity**, its governance, its finance and the ownership of its land.

1:39:39 in to the video. Chair of the meeting Cllr Stewart Young spoke. As of lunchtime today I can actually give you an update because I have been in contact with the people, well they were actually in contact with Sue. They have as a charity been trying to sort out who owns which bits of land up there because there is six acres owned here, there and everything which actually from the solicitors 'is not our problem' as you might say – that is their problem. They are willing to do a new lease that that play equipment is on that land as such, up there, and the solicitors believe it or not wrote up a draft lease for us. Could have gone and picked it up this afternoon but didn't do as such. There is a draft lease there, now what happened was the draft lease disappeared into the ether with the

computers and went into somebodies spam box and didn't come to us as such. Now as of tomorrow that's one of Sue's jobs to pick up this draft lease. So there is a proper lease that has been drawn up by solicitors for our play equipment to be on that land. It is their problem about who owns the land, not our problem, so that is what the solicitors have told us. With that in mind I don't know which way you want to go but Sparrowpit is part of our Parish. I, as mayor unveiled the play equipment, cut the ribbon, with the Cemex people – they put £15,000 in to that..... It didn't even cost us to buy the play equipment. We need to look after our play equipment for our health and safety rights and that, I am not sure about going as far as you said Nigel at this moment in time. We need the lease to prove that it is our equipment on the land. I'm not saying that whose land it is.

1:22:08 in the video Cllr Nigel Gourlay spoke. Again, I come back to this – that this Parish Council has the right to appoint two trustees to this charity and they are refusing the Parish Council that right, the charity should be run with 17 trustees. When I started investigating this charity it had one trustee, later it had two, now they say they have three but only two are registered with the Charity Commission. I think we need to see their accounts and we need assurance from them that they will accept the trustees appointed by this Council.

1:23:00 in to the video recording Cllr Stewart Young spoke. I think we need to write to them first now that you have put it down so succinctly and ask those points, to that degree.

1:23:29 in to the video recording Cllr Sizeland spoke. Them to provide a lease to us if they haven't got proof of ownership means nothing. It's like me saying I'll lease Buckingham Palace to you Stewart, it doesn't mean anything. I've taken an absurd example there. But it's the ownership proof that's needed.

Cllr Young spoke. Well I was under the impression with what the solicitors said that they own the land, that's why I said they've got six acres of land. ....

1:24:09 in to the video recording Rev. Colin spoke. ....

1:26:20 in to the video recording Cllr Stewart Young spoke. So Nigel, you would like us to write to the Sarah Beresford Trust asking those questions – is what you're getting to on this?

Cllr Gourlay spoke. Yes, I think given the developments with the Deed with the Lease that you've released tonight I think we should give them one last chance and then revisit this at the February meeting. They will know that there is a Sword of Damocles hanging over them.

Cllr Young spoke. Stella, have got your hand up as well.

Cllr Stella Walters spoke. I get a bit confused. I remember hearing Nigel and seeing Nigel being voted on this committee, this trust, and have been sat in meetings when it has been discussed and he was always put down and basically said it was nothing to do with him – but not in those words and to me I think it's funny that Nigel's been pushing and pushing and suddenly today when we are going to report, err, we want to report it to the Charity Commission we've heard from them and I just feel there's something underhand going – I feel. That's how I feel – I had to say that. There's something not quite right but if Nigel wants to give them another month that's fine.

1:28:10 in to the video recording S Stockdale Clerk to the Parish Council spoke. Because it is an agenda item I contacted them for an update and two emails have come and Stewart had the conversation with them today.

1:28:49 in to the video recording. Cllr Gourlay. Can I make this proposal that we write to them with this ultimatum that they turn up with the documents that they promised in August 2019 and some proof that they own the land and of course that they will accept our two trustees.

1:29:15 in to the video recording. Cllr Young. Yes, before we will enter in to the agreement of the play equipment officially

1:29:19 S Stockdale. Can I just say the two trustees you appointed, one of them isn't on the Council anymore

Cllr Gourlay – I don't mind, it's that they will work within the law. That is the important thing.

N Gourlay – proposed and S Walters seconded the item

## **Chair's Virtual Meeting Script**

I would like to inform everyone present that this meeting will be broadcast live to the internet via the Council's website and will be capable of repeated viewing. The images and sound recording may be used for training purposes within the Council.

In order to ensure that the meeting is managed effectively can everyone please keep to the following guidelines for speaking:

- Councillors should use the "Raise my hand" function to request to speak
- Only speak when invited to do so by myself
- Once you have spoken please lower you hand

**Please set your mobile phone to silent for the duration of the meeting and remember to switch off your camera and microphone when not speaking** – this will help to reduce background noise and minimise demand on your internet connection.

Any views expressed by any speaker in this meeting are the speaker's own and they do not necessarily reflect the views of the Council.

Please can Members be aware that the webcast will continue to be streamed live 10 seconds after the close of the meeting. This is due to a time delay in transmitting live.

The members of this committee are as follows....

**CHAIR'S ANNOUNCEMENT** The Chair confirmed that the meeting was being broadcast live to the internet via the Council's website and was capable of repeated viewing. The images and sound recording may be used for training purposes within the Council. All were asked to keep to the speaking guidelines which were outlined. Any views expressed by any speaker in the meeting are the speaker's own and do not necessarily reflect the views of High Peak Borough Council.