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**Minutes of a Full Council Meeting of Kenwyn Parish Council held at Threemilestone Community Centre Hugus Room on Monday 9<sup>th</sup> June 2025 which commenced at 18:54.**

Present: Councillors: D. Green (Chairman), I Holroyd, A Jones, K La Borde CC, M Lusty, W Robinson, S Venton and M Wright

In Attendance: Tomas Hill (Locum Clerk) and 1 member of public

171/25 APOLOGIES FOR ABSENCE

Cllr Marven submitted his apologies due to Covid.

Cllr La Borde proposed, Cllr Wright seconded and the Council **resolved** to accept Cllr Marven's apology.

172/25 DECLARATIONS OF INTEREST AND DISPENSATIONS

None.

173/25 PUBLIC PARTICIPATION

None.

174/25 CORNWALL COUNCILLOR

Cllr Karen La Borde CC submitted the following report:

*"1. I attended a public meeting in Shortlanesend regarding the planning application for installation of BESS opposite Penrose Gardens. I am in regular contact with local action group as well as Councillor Tudor who is dealing with the planning officer as the application lies within her division. As Kenwyn Parish Council resolved NOT to support this application, it will be the decision of Councillor Tudor as to whether this application will be taken to committee or not. I trust Councillor Tudor to make a considered decision.*

*2. I have met with Helen Nicholson to discuss creation of paths in Greenbottom and Shortlanesend where they are absent and the public regular use the grass verges. Helen Nicholson has suggested Kenwyn undertake feasibility studies for these paths prior to seeking funding for them. I have passed this information to the Highways and Rights of Way working group.*

3. I have received reports of anti-social behaviour and joy riding in cars on an evening in Gloweth specifically behind the college between the shop and the roundabout. I am following this up with the relevant officer.

4. Councillor Lusty has reported that dog bins in Gloweth need repair, resiting and emptying. Hopefully this can be discussed this evening under the Highways agenda item.

5. I have received reports of dog waste piling up at Idless woods due to removal of dog bins earlier this year. I trust this can be discussed this evening for Kenwyn Parish Council to consider some local solutions?

6. I requested a 20mph zone for Idless and received a detailed explanation from the highways officer why Idless remains a 40mph area. I have forwarded this reply to Councillor Robinson, Councillor Green and the clerk. There is potential for Idless to request consideration of a 20mph zone should KPC write to Highways as the 20mph will be reviewed next year. I notice Feock has a 20mph zone and Feock looks similar to the built form and highway lay out of Idless.

7. I am supporting a resident experiencing education problems with Cornwall Council and Special Educational Needs provision.

8. I will be undertaking regular member briefings with Phil Mason on Langarth.

9. This month I will be meeting with Jane Kirkham MP with my fellow Green Cornwall councillors to discuss the lack of NHS dentists in Cornwall and to investigate what action the government proposes to do about it. If any councillor wishes to pose any questions please contact me”.

Cllr La Borde CC highlighted that no fire assessment report would be undertaken by the Fire Service in respect of the BESS application.

Cllr Dulcie Tudor CC submitted her apologies due to attendance at the ‘Mayor making’ at Truro City Council but submitted the following report:

“Langarth site meeting and update.

Senior Officers have arranged a site visit to the Langarth Development for Monday, 30 June 2025 10:30-14:30 at the Main Cormac Compound to:

- View the progress of the development to date
- Discuss ongoing and future phases of the project
- Engage in collaborative dialogue with project stakeholders

This meeting was arranged on the back of my request that all Cornwall Councillors and Parish Councils should get an update briefing on the scheme at the same time asap before anymore plans are brought forward or any more financial decisions are made regarding LGV. Originally the meeting invitation simply went to Members of CC Cabinet, myself, Cllr. La Borde and the Chair of KPC. After I complained the new Group Party Leaders at Cornwall Council have been invited too. But this meeting still does not replace my original request for an ALLMEMBER briefing on LGV which I am still pushing for. I’m asking KPC to support my original request and to contact Phil Mason to say as many of you as would like should come to the site meeting on the 30th. I’ll forward the email trail on this matter to the Clerk to share with you”.

Cllr La Borde thought that the delay in house production might be due to the lack of an energy plan.

## 175/25 MINUTES OF THE PREVIOUS ANNUAL COUNCIL MEETING

Cllr Robinson proposed, Cllr Wright seconded and the Council **resolved** to approve the minutes of a previous full council meeting held on Monday 12<sup>th</sup> May 2025 as a true and accurate account of the meeting.

## 176/25 MATTERS ARISING FROM THE MINUTES

Per 149/25, the Clerk would seek an inventory from BT.

## 177/25 CORRESPONDENCE

None.

## 178/25 REPORTS FROM MEETINGS ATTENDED BY COUNCILLORS AND OTHER REPORTS

Cllr Green attended a meeting of Threemilestone Community Centre. A potential office for the Clerk could be found.

Cllr Green and Cllr Holroyd attended a meeting of the Community Benefit Fund.

Cllr Wright attended the Langarth Forum meeting.

Cllr Green had a meeting with the Town Clerk of Truro concerning the Neighbourhood Plan and had scheduled a meeting with the new Mayor to discuss Terms of Reference.

## 179/25 HIGHWAYS AND PUBLIC RIGHTS OF WAY

Cllr Wright reported an overgrown verge on School Hill and would report.

## 180/25 IDLESS LAND, SHORTLANESEND

Cllr Wright explained that cars emerging from Idless lane to Ashley Road would benefit from a visibility splay.

Cllr Wright proposed, Cllr La Borde seconded and the Council resolved for the Locum Clerk to undertake Land Registry searches and approach the land owner on both sides of the road.

## 181/25 SCHOOL HILL, SHORTLANESEND

Councillors discussed the lack of provision of a safe footway.

Cllr Green proposed, Cllr La Borde seconded and the Council **resolved** to commission a feasibility study utilising CIL money (if available) or general Council funds.

## 182/25 GREENBOTTOM

Councillors discussed the lack of provision of a safe footway.

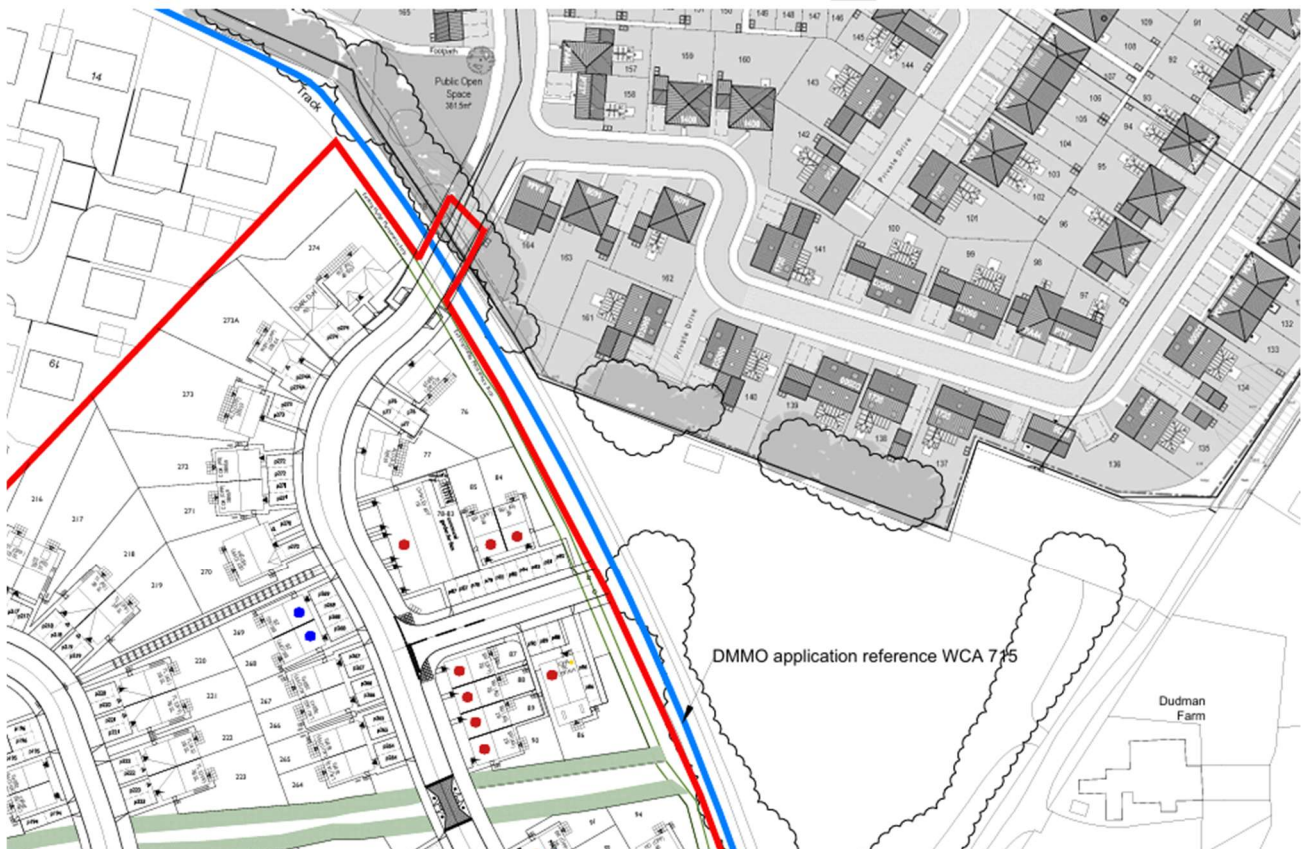
Cllr La Borde proposed, Cllr Robinson seconded and the Council **resolved** to commission a feasibility study utilising CIL money (if available) or general Council funds.

## 183/25 DEFINITIVE MAP MODIFICATION ORDER WCA 715

Further to Agenda Item 116/25, the Locum Clerk wrote the following letter:

*“Following a formal resolution of Kenwyn Parish Council, I write with reference to the above application which is known locally as ‘Piggy’s Lane’. It is noted that per the ‘Modification Order Application Details’ per your website, the Date of Application was 16/05/2020 with a ‘target date’ of 11/06/2021.*

*Cllr La Borde CC has informed Kenwyn Parish Council that the pre-construction planning conditions have now been satisfied for the associated Dudman Farm development. A primary access road to the Dudman Farm development will cross through WCA 715:*



*WCA 715 is located on the Eastern edge of Truro and provides a highly valuable route for the residents of Truro, Kenwyn and wider surrounds.*

*Kenwyn Parish Council are extremely concerned that the Definitive Map Modification Order (DMMO) WCA 715 has yet to be processed as it is understood development will commence in June.*

*It is noted that WCA 715 is currently listed as 191 in the recently revised ‘applications by priority’.*

*It states that “Priority will be given to applications where the effect of the path is:*

- i. to enhance the safety of the user by providing off road connections to centres of work and schools including links to the school transport network; and*
- ii. to provide links with existing public rights of way, enhancing the path network or offering onward connections to nearby communities; and*

- iii. to maximise sustainable transport links; and
- iv. to promote and encourage healthy active lifestyles by forming part of a longer recreational route; and
- v. to improve access to nature, including green and blue spaces and public interest points for both local communities and visitors; and
- vi. to potentially offer a more accessible route to users; and
- vii. has a time sensitive element”

Whilst it is contended that WCA 715 meets all of the above, the application now has a significant “time sensitive element”.

On review, the historical documentary evidence is compelling. Members of the public owe a great debt to the late Robert Fraser, who submitted this application on behalf of the Rambler’s Association.

In light of the above, Kenwyn Parish Council formally request that the above application is duly expedited”.

The Council subsequently received the following response:

“Kenwyn Parish Council’s request to expedite the Definitive Map Modification Order (DMMO) WCA 715 overlooks the existing procedures contained in Schedule 14 of the Wildlife & Countryside Act 1981, as well as the Council’s established DMMO Priority Policy. The application for WCA 715 at ‘Piggy Lane’, is currently listed as 191 in priority, so does not meet the criteria for immediate action. Cornwall Council’s Policy Statement, which is published in accordance with the recommendations of the Secretary of State for Environment, provides weighting based on an application’s potential effect and enhancements to the public rights of way network. Additionally, to recognise the risk of losing user evidence from members of the public over time, Cornwall Council prioritises applications supported by Public Path User Forms at a ratio of 3:1 compared to those based solely on historical documentation.

To qualify as a user-based claim, and potentially be expedited, the application must include a sufficient number of credible witness statements and evidence to present a realistic prospect of success under Section 31 of the Highways Act 1980. If the Ramblers Association, or Kenwyn Parish Council, could provide Public Path User Forms for this application, Cornwall Council might be minded to review WCA 715 as a user-based claim and its priority level could be elevated. However, it is worth noting that it takes a significant amount of time to investigate the merits of every application regardless of who an applicant is and if an Order is made and it receive an objection, it is currently taking 2-3 years to conclude the process with no guarantee of success.

Furthermore there is the option, for the applicant to request a direction from the Secretary of State as a decision has not been made within 12 months of the certificate submission. Schedule 14 Direction Guidance on GOV.UK can be found at the following link:

[Schedule 14 Direction Guidance - GOV.UK](#)

Therefore, we maintain that the application will be processed in accordance with the established priorities and procedures, ensuring fairness and adherence to legal requirements”.

Councillors expressed concern about the response from Cornwall Council especially having previously highlighted that development was imminent.

Cllr La Borde proposed, Cllr Holroyd seconded and the Council **resolved** to respond to Cornwall

Council with the following questions:

1. When was the prioritisation undertaken for WCA 715?
2. Please provide a copy of the prioritisation report for WCA 715.
3. Why did Cornwall Council miss the target date of 11 June 2021?
4. When was the prioritisation last reviewed?
5. Please provide the number of DMMO Made Orders for each year for the past 5 years?
6. When does Cornwall Council anticipate processing WCA 715?

#### 184/25 OPEN SPACES SOCIETY

One of the recommendations arising from the Highways and Public Rights of Way Working Group was to join the Open Spaces Society. The current subscription rate for parish councils was £45.00 per annum.

Cllr Holroyd proposed, Cllr Robinson seconded and the Council **resolved** to join the Open Spaces Society.

#### 185/25 TURNING BAYS

Cllr Green had identified three worn turning bay signs which Cornwall Highways would not replace.

Cllr Holroyd proposed, Cllr Jones seconded and the Council **resolved** to an initial budget of £1,000.00 to replace any worn turning bay signage.

#### 186/25 PLAYING FIELDS

Cllr Green reported that a list of parts had been identified for various play equipment as part of routine maintenance.

Cllr Green would continue to investigate suitable suppliers.

#### 187/25 FIXED ASSETS

Councillors considered the formation of a working party for a physical review of fixed assets.

The Fixed Asset list would be circulated and Councillors would work from that.

#### 188/25 STAFFING TERMS OF REFERENCE

The matter was deferred but would also be discussed at a Staffing Committee.

#### 189/25 FINANCE

The following payments were presented to the Council by the Locum Clerk for approval:

INVOICE DATE	PAYEE		GROSS £
	Cllr Alun Jones	Planning Chairman's allowance	550.00
23/05/2025	Biffa	Trade waste 24/05/2025-27/06/2025 DIRECT DEBIT	177.00
06/06/2025	CA Book-keeping	Updating Rialtus	340.00

01/05/2025	Croft Communications Limited	Service charges	849.14
	Cllr Derek Green	Chairman's allowance	550.00
19/05/2025	Duchy Defibrillators	Threemilestone Community Centre	246.00
09/06/2025	Graham Harding General Builder	Various	645.00
	Sue Solway	2024/2025 mileage	397.80
09/06/2025	Tomas Hill	Mileage and expenses	14.60
	Staff	May staff costs (paid)	2,016.11
	HMRC	May (paid)	593.92
		<b>TOTAL</b>	<b>6,379.57</b>

Cllr Holroyd proposed, Cllr Venton seconded and the Council **resolved** to approve the list of payments.

#### 190/25 COMMUNITY BENEFIT FUND

Cllr La Borde expressed concern about the quality of some of the applications presented to the Community Benefit Fund and some background was provided concerning the administration of the Fund.

Cllr Green reported that payments would not be made until it could be established the total of funds held in the appropriate account.

Cllr Jones proposed, Cllr Lusty seconded and the Council **resolved** to hold all payments on the Community Benefit Fund until all Councillors have received a written account.

#### 191/25 FUTURE AGENDA ITEMS

Play areas  
Waste contract  
Projector

The meeting closed at 20:49.

Signed as a true record of the meeting.

Chairman