



## HAYLE TOWN COUNCIL

**COUNCIL MEETING**

**THURSDAY 19 JUNE 2014**

Minutes of the Hayle Town Council Meeting held at the Hayle Community Centre, Hayle on Thursday 19 June 2014 commencing at 7.15pm with a **Public Participation Session**.

### **PRESENT**

Councillor G Coad (Mayor)  
 Councillors J Bennett, B Capper, J Coombe, N Farrar, L Fox, R Lello, B Mims, O Philp, C Polkinghorne and A Rance

Town Clerk Eleanor Giggall

### **7.15PM PUBLIC PARTICIPATION SESSION**

Georgina Schofield reported a deteriorated situation at the Millpond. A bench had been broken into two and thrown into the river. The water flow had been slowed and oxygen levels could be expected to drop and lead to the death of the fish in the pond. She had reported this to the police. She would like to see a permanent link to the island and is concerned that this is a serious health and safety issue.

Councillor Coombe reported that Tom Marks had repaired the bench and replaced it in its normal fixed condition on the viewing platform, but only days later it had been smashed again. He said that Cornwall Council could not keep on paying for repairs.

The Clerk reported that she had been informed that people had also been fly-tipping at the Millpond. She wanted to impress upon everyone that currently the Millpond was not Hayle Town Council's responsibility and that pressure needed to be put on Cornwall Council (CC) to address the problems there. She added that PCSO Jenny Hosking had rescued the 'rocker' play equipment that had been wrenched from its location and put on the island and a CC officer had collected it from the Town Council office.

It was added that if a permanent link/bridge were erected the Council responsible for the whole site would be responsible for health and safety, but that this was not the case when people built their own makeshift bridges and for this reason if a bridge were built it would have to be sturdy, built for purpose and well-maintained.

Bob Mims reminded everyone that it was Hayle In Bloom's Celebration Day on Sunday 29 June. He said that both cadet forces had dropped out, due to prior engagements, and therefore there was a need for people to parade behind the band. It was suggested that he contact local dance groups as they might like to join the parade.

[7.25pm Cllr Fox joined the meeting.]

### **7.27PM THE MEETING COMMENCED**

## **24 CHAIRMAN'S ANNOUNCEMENTS (FOR INFORMATION ONLY)**

The Mayor made the following announcements:

- There would be a presentation to the Active Plus volunteers at 1.00pm on Friday 20 June in the Assembly Room.
- The Swimming Pool was opening at 11.00am on Saturday 21 June; there would be free entry that day and a press photographer would be there at 11.30am.
- The tender for the kiosk at the Recreation Ground had gone live that day and there had been some interest already.

## **25 TO RECEIVE APOLOGIES**

Apologies were received from Councillors Cocks, Lyons, Ninnes and Pollard.

## **26 TO RECEIVE DECLARATIONS OF INTEREST AND REQUESTS FOR DISPENSATIONS**

Councillor Coombe declared an interest in agenda item 11a (Minute 34a refers) and made the following statement: - 'In commenting on these applications I should make it clear that my comments are based on the information currently available and do not commit me to taking the same position if the matter is discussed at the Cornwall Council Planning Committee and full information is available.'

Councillors Bennett, Lello and Polkinghorne declared an interest in planning application PA14/03949.

## **27 TO APPROVE THE MINUTES OF FULL COUNCIL MEETING 5 JUNE 2014**

**It was resolved** that the minutes of the Full Council meeting 5 June 2014 be taken as a true and accurate record, the Mayor signing each page before placing them in the record book.

## **28 REPORTS OF OTHER COMMITTEES FOR APPROVAL**

- a) To receive the report from the Resource Committee meeting 10 April 2014

It was reported that Councillor Coad had attended the meeting, although his name did not appear on the minutes.

**It was resolved** to receive the report from the Resource Committee meeting 10 April 2014, with the above amendment, so that actions could be carried out.

## **29 TO DISCUSS MATTERS RAISED DURING PUBLIC PARTICIPATION 5 JUNE 2014**

No matters had been raised.

## **30 HAYLE HARBOUR - SOUTH QUAY UPDATE**

- a) Simon Humphrey, Project Manager, Bowmer & Kirkland Ltd, to present his monthly status report to Council

Simon Humphrey was not present.

The problem regarding traffic queues caused by the temporary traffic lights on Carnsew Road was discussed. Councillor Coombe said he would ask the responsible officer at Cornwall Council to get a Highways officer to monitor the Foundry roundabout at both day and night times and to come up with a solution to the problem.

### **31 TO RECEIVE AN ADDRESS FROM JAMES COOK REGARDING HIS REQUEST FOR THE TOWN COUNCIL'S SUPPORT IN RELATION TO HIS DAUGHTER'S MEDICAL REQUIREMENTS**

James Cook addressed Council regarding his 18-year-old daughter, Lauren, who has athetoid cerebral palsy. He explained that at the age of 4 she had been fitted with a boned body splint known as a 'second skin' to support her with involuntary movements and counteract floppiness. She had a new suit every six months, paid for by the Royal Cornwall Hospitals Trust (RCHT). This 'second skin' helped her to learn to walk unaided by the age of 6 and has contributed immeasurably to her development over the years. It helps her mobility, posture and good bone growth and has prevented curvature of the spine. She was able to attend school and college and is now studying web design and technology at university. Her 'second skin' is very important for her work as it allows her to use a foot mouse. The suit also helped her social development as it has allowed her to attend social groups and to play disabled football.

However, when Lauren turned 18 RCHT refused to fund the body splint as she had become an adult and it was no longer obliged to provide funding. Mr Cook explained that he had already appealed to the Commissioning Board, but the appeal had failed, because it was necessary to prove that the body splint would benefit only Lauren and her alone ('exceptional need'), and that as he thinks other people with cerebral palsy would benefit from one they are unable to provide the necessary proof. He explained that the suits cost £2,100 per suit (including creation of the suit, meetings and one-to-one support regarding wearing the suit), although she now needs replacements only every 18 to 24 months. Lauren is currently the only person in Cornwall who uses a 'second skin'.

He said that he had come to the Town Council to ask for any support available, especially financial support. He thanked the Councillors for listening to his address.

It was pointed out to Mr Cook that the Town Council can give financial support to organisations only and not to individuals. However, the Town Council can lobby for general assistance and Councillors can fundraise as individuals not as Members of the Council.

Councillors were in agreement that it was illogical that RCHT provided the suit while Lauren was a child, but would not when she became an adult. Several suggestions were made regarding organisations Mr Cook could approach with a view to obtaining funding. Mr Cook said he had contacted Disability Cornwall and was waiting to hear back from them. It was also clear that this case suffered from the postcode lottery of NHS funding, as it appeared that the NHS provided funding for such body splints in other parts of the country, and Councillors viewed this as a potential human rights issue.

The meeting was informed that Lauren had the support of her GP.

**It was resolved** to send a letter to the Royal Cornwall Hospitals Trust to inform it that Hayle Town Council supports Mr James Cook and his daughter Lauren in principle and to question why the funding for Lauren's 'second skin' body splint suit has been withdrawn. The Town Council finds it illogical that the Trust supported her with funding throughout her childhood

for an important piece of equipment, but abandoned her as soon as she became an adult, although her needs had not changed. With the body splint she has the opportunity to become employed or self-employed and financially support herself in future when her studies are over – without it this will not be possible. The Town Council believes that Lauren is not being treated fairly and with equality, due to the postcode lottery of funding available to her and this may, therefore, be a human rights issue.

**It was resolved** to write to George Eustice MP to tell him that Hayle Town Council supports Lauren Cook's and her family's appeal to have the Royal Cornwall Hospitals Trust fund Lauren's 'second skin' body splint suit, to suggest that this might be a human rights issue, due to the postcode lottery of funding available to her, and to ask him to lend his support also.

**It was resolved** to copy the letter to George Eustice MP to Cornwall Councillors John Pollard and Jim McKenna and to West Cornwall Healthwatch.

The Council wished Lauren and James Cook the best of luck.

### **32 ACCOUNTS**

- a) To approve the Income and Expenditure of the Council 2014/2015 as listed on Appendix B

**It was resolved** to approve the Income and Expenditure of the Council 2014/2015 as listed on Appendix B.

- b) To approve the Annual Accounts 2013/2014

**It was resolved** to approve the Annual Accounts 2013/2014.

- c) To approve the Annual Return to District Audit including the Governance Statement

**It was resolved** to approve the Annual Return to District Audit including the Governance Statement.

- d) To note the content of the Internal Auditor's Report (S Smith) & to decide upon necessary actions, if any

**It was resolved** to note the content of the Internal Auditor's Report.

- e) To confirm new and existing cheque signatories

**It was resolved** that Councillors Bennett and Coad be confirmed as new cheque signatories and that Councillors Capper, Coombe and Lello be confirmed as existing cheque signatories.

### **33 HAYLE NEIGHBOURHOOD PLAN UPDATE**

It was reported that there had been a Neighbourhood Plan meeting the previous evening. Things were going well, but the timetable was one month delayed because they had not yet gone out to consultation. It was hoped that a tri-fold questionnaire would be ready by Hayle In Bloom's Celebration Day on 29 June 2014; this first questionnaire would be a simple one to get ideas of what are important issues for people in town.

It was reported that a tri-fold single sheet (possibly with envelope) mailing to TR27 needed to be booked and that six weeks' notice would probably be required. The website was now up in draft form and contained relevant documents. It was reported that Chloe Smith at The Cornishman had been contacted regarding the progress of Hayle's Neighbourhood Plan and that the website and Facebook page were now live. Councillors were asked to publicise the Neighbourhood Plan.

[8.37pm Councillor Coombe left the meeting.]

### **34 PLANNING MATTERS**

- a) To consider Planning Applications: PA14/03719; PA14/04246; PA14/03949; PA14/04483; PA14/03881; PA14/04429; PA14/04048; PA14/04419; PA14/04179; PA14/04180; PA14/05057; PA14/04771; PA14/04720; PA14/04692 and PA14/04424

[9.00pm Councillors Bennett, Lello and Polkinghorne left the room during the discussion regarding PA14/03949.]

[9.14pm Councillors Bennett, Lello and Polkinghorne re-entered after the resolution regarding PA14/03949 was made.]

Councillor Lello asked that his vote against the resolution regarding PA14/04692 be recorded.

**For the resolutions on individual planning applications see Appendix A attached.**

- b) To note the results of previous applications

**It was resolved** to note the results of previous applications.

- c) To consider options for the use of the Section 106 'open space' monies relating to the development of flats on Carnsew Road.

**It was resolved** to use the Section 106 'open space' monies to go towards projects at the Millpond, but if this is not acceptable it should go towards The Plantation.

### **35 FOOTPATHS**

- a) Maintenance Update

It was reported that the first cut had happened and that the second cut would be done later in the season.

- b) To formally accept the shared use of the Jubilee Path (Footpath 51) by both pedestrians and cyclists

**It was resolved** to formally accept the shared use of the Jubilee Path (Footpath 51) by both pedestrians and cyclists.

The meeting closed at 9.34pm.

Approved by the Council as a true record, at its meeting 3 July 2014

**Town Mayor**.....

**Date**.....