

**MINUTES OF THE MEETING OF MAUGHOLD PARISH COMMISSIONERS HELD ON Monday  
12<sup>th</sup> November 2012, 7.30 PM AT DHOON CHURCH HALL**

**7.30 pm** Meeting of Maughold Parish Commissioners – Public Session

Present: Mr R. Moughtin (Chair), Mr M. Cowley, Mrs M Fargher, Mr Quayle.

12.163. Apologies: The clerk reported that apologies had been received from Mrs Perks.

12.164. Declarations of any Interests in the business of the Agenda. None declared.

12.165. Consideration of the accuracy of the Minutes of the Meeting of the 7<sup>th</sup> of October 2012. These were agreed to be an accurate record. Proposed **Mr Cowley**, seconded **Mrs Fargher**. **Agreed.**

12.166. Matters Arising from the Minutes of the 7<sup>th</sup> of October 2012.  
None raised by Members.

12.167. **Matters for Discussion.**

- a. Meeting with Mr Readshaw and Mr Meban from Manx Telecom regarding the proposed installation of a mobile telephone transmitting pole at Bulgham.

The meeting was joined by Mr Readshaw and Mr Meban from Manx Telecom to discuss the proposed mobile telecommunications mast to be installed in the Commissioners' Field at Bulgham. The agreements that would need to be entered into prior to installation of the mast were discussed. These being 'Heads of Terms,' an 'Early Access Undertaking' and a Lease Agreement. Mr Readshaw outlined how these matters could be taken forward; MT to draft lease and forward to Commissioners' advocate for amendments. It was agreed that the Commissioners' should appoint an advocate to handle these matters: Manx Telecom to cover costs up to £1,000.

There followed discussion of any adverse impact of the radio waves from the transmitter. It was noted that there were no dwellings in the vicinity, but that it was the intention of Mr Shannon, the farmer, to place stock in the field at some point in the future. Mr Meban referred to the numerous locations throughout the island which were amongst cattle; Mr Readshaw stated that there was no proven risk from these types of transmitter. Mr Meban indicated willingness to meet the Commissioners and Mr Shannon on site as it was being set out. He also indicated that MT hoped to commence works during November, and that the mast be commissioned and operating in the New Year.

**Mr Cowley** referred to the draft 'Heads of Terms' document and questioned the intention of the clause on 'interference'. Mr Readshaw indicated that the intention was to ensure that the Commissioners approach MT should any other operator propose to site equipment in the field; there would be no restriction on the activities of the Commissioners. He advised that he would have the wording changed to more accurately reflect this position. The clerk indicated that he would forward a copy of the deeds showing the ownership of the Commissioners to the access road from the A2. The wayleave paid into the Commissioners account for the operation to be £1,000 per annum.

- b. Preparations for Garff Commissioners' Carol Service 2012. (Wednesday December 12<sup>th</sup> confirmed by Ian Thompson.

**Mr Moughtin** reported that he had raised the Commissioners' concerns with the purpose of the annual carol service with the Garff Committee. These concerns were that: few residents had attended the last few services; that there were many conflicting similar events at Christmas; and that it was a shared 'event' rather than a shared service provided to the ratepayer. The representatives from Laxey and Lonan had been very supportive of the event going ahead. However, Mr Cowley stated that the Commissioners were under no obligation to run the event.

**Mr Moughtin** proposed that, in light of the response from the Garff Committee it should go ahead in Maughold this year as per the rotating schedule. This was seconded by **Mrs Fargher** and agreed. Members also agreed to raise the matter with the Garff Committee prior to next year's carol service.

- c. Cost breakdown and charges from Ramsey Town Commissioners for emptying bins at the Crossags.

The clerk reported that Ramsey Commissioners had indicated a charge of £30.00 for each visit to empty the bins at the Crossags. It was noted that Kinrade Bros. Haulage had indicated a charge of £10.00 per visit in their quotation.

Ramsey had been emptying the bins on a trial basis to assist them in ascertaining the cost. The clerk was instructed to contact Ramsey and ask them not to continue the collection. **Mr Cowley** referred to the bin from a property in Lezayre that had been emptied at the same time. He stated that this should not be emptied as part of the new arrangement. This was unanimously agreed.

d. **Damage to gates and erosion of the U92 track** (reported by Mr Cowley 21.10.12).

Mr Cowley told the meeting that he had witnessed a group of motorcyclists attempting to access the U92 beyond the road closed signs during October which is a traffic offence. They were not able to make progress due to the level of erosion on the lower track. Although the bikes had UK plates there was a rider with Manx plates who was reported to the Police. Mr Cowley walked up the path and noticed that the top gate had been damaged again. Mrs Fargher reported that the gate had been damaged on many occasions in the last few years. The gate had been pulled off, the posts damaged and a padlock and chain removed and disposed of. Mr Cowley then reported these matters to the police as an act of criminal damage. The Police subsequently contacted the DoI and a decision was made not to record the incident as criminal damage. There followed discussion of this approach. It was agreed that the clerk should write to the DoI questioning the manner of their response to the damage and asking if it was policy not to record such crimes. Mr Cowley to bring up this matter at the next meeting of the Northern Policing Team. Mr Quayle suggested that other authorities be contacted through the Municipal Association to determine whether incidents of criminal damage were being dealt with in a similar way elsewhere.

e. **Completion of audit of accounts for YE12.**

The audited accounts were noted. The clerk was instructed to forward a press release to IOM Newspapers. The accounts had been published on the web-site and are available for viewing at the office in Maughold Village.

f. **Daffodil Planting with Dhoon School** Friday 16<sup>th</sup> November 2012. Mrs Fargher, Mr Moughtin and the clerk to attend.

g. **Royal British Legion** – It was agreed that a cheque for £150.00 should be sent to the RBL as payment for the wreath and crosses supplied for the Remembrance Day Service and as a donation to the organization.

12.168. **Current Consultations for consideration:**

a. **DoI - Consultation on Introduction of fees for planning** appeals (by 19<sup>th</sup> November). Information previously circulated.

This consultation was given further consideration. Members had no objection to the proposals.

b. **Office of Fair Trading** – Consultation on proposals for changes to the legal quantities for sales of intoxicating liquor. This consultation was placed into the Circulation File for further consideration.

List of further current consultations attached for information. These were **noted**.

12.169. **Correspondence**

a. **Dong Energy** - Walney offshore wind farm notifications prior to planning submission. **Noted**.

b. **Ramsey Town Commissioners** – regarding proposals for a meeting of the northern local authorities as indicated in the letter to Mr Moughtin from Mr Malpass.

The clerk reported that Ramsey had not advised of a date for this proposed meeting. Clerk to forward details to Members once a date and location is confirmed.

c. **DoI** – Regarding forthcoming Area Plan for the East. C/F, **Noted**.

d. **DSC** – Consultation report on the Social Policy Consultation. **Noted**. It was also noted that the Commissioners had not been listed as having submitted comment. The clerk reported that this had been done via the on-line survey as requested. Clerk to investigate why the submission was not acknowledged.

e. **Mr Nigel Cretney** – regarding attendance at the January meeting of the Commissioners. **Noted**.

- f. **Resident** – Regarding sea wall maintenance at Port Lewaigue. **Noted.**
- g. **DoI** – Information on people not in education, employment or training. **Noted.**

12.170. **Parish Maintenance and Health & Safety Matters:**  
No Matters discussed.

12.171. **PLANNING.**

a. **Decisions from DLGE** The following decisions were noted:

- 12/01237/B **Dawn**, Slieau Lewaigue, Alterations and extensions to dwelling – Approved 15.10.12.
- 12/00959/B **Creation of concrete bridge, A15**, Hibernia – Approved 15.10.12.
- 12/01225/B **Ballaconn**, Cornaa, alterations, creation of external staircase and erection of first floor balcony to existing detached garage – Refused 15.10.12.
- 12/01185/TEL **Former Tip Field, Bulgham**, Installation of 12.5 m monopole with 2 antennas; Manx Telecom – Approved 01.11.12.
- 12/00571/B **Shan Vallah**, The Colony, alterations, erection of extensions to side and rear elevations, installation of roof lights and dormer window - Mr & Mrs Risbrook – Approved 31.10.12
- 12/01273/B Thie Lewaigue, Port Lewaigue, extension to existing garage – Approved 08.11.12

**b. Planning to Consider:**

- 12/01437/B **Rest and Be Thankful**, Erection of 1<sup>st</sup> floor extension over existing roof terrace; Mrs M Greenough. No objection.
- 12/01455/B **Faie Moor**, Port Lewaigue, erection of a replacement sunroom; Mr D R Firth. No objection
- 12/01483/B **Seawinds, 4 Ballajora** crossing, Alterations, erection of extension, creation of a driveway and extension to residential cartilage; Mrs A Sargent.  
The clerk was instructed to comment on the Commissioners opposition to the principle of appropriating agricultural land to extend the cartilage of a dwelling. No objections were raised to the building alterations.

**b.i. Appeal Matters:**

- 12/00832/B **Cronk ny killey**, Appeal against refusal for demolition of existing dwelling and the erection of a replacement dwelling. (Appeal comments submitted, Submission of rebuttal statements by 15.11.12). **Noted.**

- 12/01225/B **Ballaconn**, Cornaa, Appeal against refusal for alterations, creation of external staircase and erection of first floor balcony to existing detached garage (Submission by 20.11.12).  
Comment on file. **Noted.**

**c. Building Control Certificates, etc**

- 99/07497/DEX Inchcape Lodge, Ballagorry Drive; replacement of flat roof with pitched over kitchen. **Noted.**

**Mr Singleton**, Planning Enforcement Officer – Correspondence regarding complaints about a caravan sited in an agricultural field in the parish. The clerk reported that Mr Singleton was in the process of writing to the owner of the caravan requesting that it is removed or that an appropriate planning application is submitted.

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## 12.172. Finance

<b>FINANCES OCT 12</b>					
INV.	DATE	EXPENDITURE	GROSS	VAT	CHQ
DD	25-Oct-12	Manx Telecom Sep	58.43	9.74	DD
80	12-Nov-12	Spotless Cleaners	400.00		2925
81		Island Contractors	420.00		2926
82		KPC Ltd (Concrete Compass)	74.16	12.36	2927
83		Allansons Nursery	34.80	5.80	2929

## 12.173. Any other Business

- Several Members reported that some litter bins were being emptied when full on the Monday run. Clerk to contact Mr Kinrade and discuss.

12.174. **General Correspondence/Information File** - The following items were noted:

**DoI** – Planning Guidance Information for Local Authorities.

**DoI** – Information regarding creation of walkways.

**DoI** – Re. Local Authority General Election Review (comments by 19<sup>th</sup> November).

**DoE&C** – Information on Employment & Skills Event 2012 (22.11.12 Villa Marina).

**Dong energy** – Publicity re. proposed 'Rhiannon - Celtic Array' offshore wind farm (including notice of public exhibitions – Ramsey Town Hall, Mon. 3<sup>rd</sup> December 11.00 am – 7.00 pm.

**Isle of Man Marine Plan** – Statement of Public Participation.

**DSC** Housing Review – Consultation Response Short Report.

**DSC** – Consultation on proposed smoke free legislation (by 07.12.12).

**Tynwald** – Revised guidance for potential petitioners at Tynwald Hill.

## Private Session

### MAUGHOLD PARISH COMMISSIONERS CONTACT DETAILS:

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**Next Meeting Monday 3<sup>rd</sup> December, 7.30 pm**