

**Minutes of a Hybrid Meeting of Nantmel Community Council on 12th December, 2024
in Llanyre Hall**

Present: Cllr A Bates, K Curry, J Harris, T Griffiths, J Morgan, P Bowen,
L Walton-Powell

Apologies: Cllr G Wozencraft

Absent: None

NC 127/24 Declaration of Interest:

Reminder to members. (A Personal Interest is also a prejudicial interest because (under the objective, public perception test in Paragraph 12 (1) of the Members' Code of Conduct) it would be regarded as so significant that it is likely to prejudice my judgement of the public interest.) (See code of conduct.) (Forms available from Clerk)

Cllr John Morgan – 131/24 b

NC 128/24 Minutes of the Meeting held on 21st November, 2024

The minutes were approved and signed.

NC 129/24 Information from Minutes

a) Bus Shelter

Cllr Griffiths reported that PCC had cleared up the rubbish in and around the Bus Shelter by Gravel Road. However, the roof felt is coming off and needs repair. The Clerk will report this to Cty Cllr Johnson-Wood and her to report this to PCC.

b) Remembrance Day Service

No response had been received from Rev Davies. The Chair confirmed she had received a response in reply to her letter to him.

c) Salt Bins – C1233

No work had been carried out to repair the Salt Bins along this lane. The Clerk will contact Cty Cllr Johnson-Wood about this.

NC 130/24 Planning Applications

New applications may well be received prior to the meeting and will be considered due to 21-day response time.

None.

NC 131/24 Correspondence

a) Llandrindod & Area Twinning Association.

Application for a grant towards a future Youth Exchange Visit,
Resolved: to award a grant of £100 and ask for some information following the visit.

d) Adoldai Cymru – Grant Application

Cllr J Morgan declared an interest in this item and left the room whilst discussions took place.

A grant application was received for the upkeep of the church grounds.

Resolved: to award a grant of £130 towards grounds maintenance

NC 132/24 Finance

a) Llanyre Church Hall – Meeting Hire - £45 – approved.

NC 133/24 New Draft Financial Regulations

The Clerk had previously circulated the new Model Financial Regulations developed by NALC and One Voice Wales. She had made some draft amendments for consideration.

Resolved: to approve the Financial Regulations subject to amendment.

NC 134/24 Iman Casings

Cllr Griffiths reported that the Environmental Health Officer is now monitoring the site 3 times each week and recording results. Members agreed this was a positive move.

Cllr Curry had not received any complaints since the last month from residents. Cllr Morgan confirmed that the issues are quite regular at the moment. Members agreed to continue to monitor this.

NC 135/24 Radnor Steam Roller

Response from Clive Pinney of PCC:

“You are no doubt aware that on 22.10.24, the Portfolio Holder for a connected Powys (Cllr Jake Berriman) made a portfolio holder decision to approve the transfer of the ownership of the Radnorshire steam roller and caravan to Rhayader Vintage Club to allow them to restore it and put it on public display. The detail of the approved arrangements are as follows:

2.2 It is proposed that Powys County Council enter a legal agreement with Tarmac and the terms of this deed are set out below:

2.2.1 The Council will agree to enter an agreement with Rhayader Vintage Club (“ the Club”) for the Club to be responsible for the future maintenance, storing and exhibiting of the Radnor Roller.

2.2.2 Tarmac makes no representation and gives no warranties as to the quality, condition, state of description of the Radnor Roller or its fitness or suitability. All implied statutory or common law terms, conditions and warranties as to the asset are excluded to the fullest extent permitted by law;

2.2.3 Rhayader Vintage Club will collect the asset from the quarry at the cost of the Vintage Club at a time and date agreed in writing between the parties acknowledging that the quarry is a working site with health and safety policies in place which must be complied with at all times. The Vintage club will insure the Roller and Caravan prior to it being removed from site

2.2.4 From completion of the legal agreement between Tarmac and Powys County Council, all risk in the Radnor Roller will lie with Powys County Council, with the aim of completing a transfer to the Vintage Club concurrently. 2.2.5 The Council shall release, discharge and indemnify Tarmac from all claims, demands, costs and liabilities under or in connection with the Radnor Roller, including without limitation claims for negligence, whether arising before, on, or after completion of the legal agreement between Tarmac and Powys County Council and in each case whether known or unknown;

2.2.6 The legal agreement between Tarmac and Powys County Council will constitute the entire agreement between the parties and will supersede and extinguish all previous agreements, promises, assurances and understandings between them whether written or oral relating to this subject matter.

2.3 It is then proposed that a simultaneous legal agreement will be entered between Powys County Council and the Vintage Club to transfer ownership of the Radnor Roller to the Vintage Club. This legal agreement will set out that Powys County Council makes no representation or warranty in respect of the Page 4 condition and state of repair of the Radnor Roller, the Vintage Club will be responsible for its repair, maintenance and storage and will agree to show it at local events and exhibitions at its expense and the Vintage Club will indemnify Powys County Council against all claims, demands, costs and liabilities in connection with the Radnor Roller from the date of the legal agreement between Powys County Council and the Vintage Club. In the event the Vintage Club wish to dispose of the Radnor Roller in the future, they will be required to offer Powys County Council the right of first refusal for a nominal amount. If Powys County Council exercise their right of first refusal, Rhayader Vintage Club agree the Council will not reimburse them for any monies expended by the Club in storing, exhibiting, restoring, repairing, maintaining and insuring the Radnor Roller. If Powys County Council do not exercise their right of first refusal, the Vintage Club will be permitted to sell the Radnor Roller on the open market strictly subject to the Council giving their prior written approval of the terms of the sale to enable the Council to verify the purchaser's details. This will enable the Council to retain control

over the future sale. Following completion of the sale, the Council will be entitled to the sale proceeds less any reasonable associated sale costs incurred by Rhayader Vintage Club which will be limited to valuation costs, marketing costs and transportation costs associated with the sale. Any costs incurred by the Vintage Club in respect of storing, exhibiting, repairing, maintaining, restoring and insuring the Radnor Roller will not be deducted from the sale proceeds.

I can advise you that the legal team are in contact with solicitors for both Tarmac and the Vintage Club to finalise the arrangements and chasing reminders have been sent to the solicitors acting for Tarmac”

Members discussed this matter at length and were disappointed that this was not the outcome this council wanted particularly in view of the amount of effort Cllr Curry had put into the research and providing information to PCC to enable them to establish ownership of the steamroller and living van. Members wished to establish if the question of forming a Trust had ever been explored by Powys County Council.

Resolved: Clerk to write to PCC notifying them of this Council’s disappointment and establishing if a Trust had been considered by PCC.

NC 136/24 Community Broadband Project

Letter from Chris Bryant MP to David Chadwick MP as received by Cllr Curry as follows:

“Thank you for your correspondence of 11 September on behalf of your constituents, regarding the rollout of gigabit-capable broadband across Wales, and for providing further information about the concerns of residents in Llanfan Fawr and Llanwrthl.

I am responding as Minister for Data Protection and Telecoms and would like to sincerely apologise for the delay in you receiving a response.

In your constituency, over 90% of premises can access a superfast (≥ 30 Mbps) broadband connection. Just over 45% can get a gigabit-capable (>1000 Mbps) connection, but I would like to reassure you that the government is making good progress with Project Gigabit, our programme specifically targeted at connecting hard-to-reach premises that broadband suppliers would otherwise not serve.

As part of Project Gigabit, Openreach has signed a contract to deliver gigabit-capable broadband to premises across North West, Mid and South East Wales. Approximately 3,600 premises in the Brecon, Radnor and Cwm Tawe constituency are currently included in the scope of this contract.

I am aware that the two communities you mention in your correspondence had previously developed projects set to be delivered by Broadway Partners using funding from the Gigabit Broadband Voucher Scheme, another part of Project Gigabit. After Broadway Partners entered administration, we engaged with other suppliers to gauge their interest in delivering similar projects, but none was forthcoming.

As a result, we are now working to update and revise the scope of the contract with Openreach. I can confirm that premises in areas of Powys, which were previously included in voucher projects, are being considered as part of this work. However, the inclusion of these premises in the contract is dependent on compliance with procurement rules and also on the supplier's response to proposals to alter the existing scope of the contract."

Cllr Curry reported that no further contact had been received from Amanda Mansfield of PCC

NC 137/24 County Councillor's Report

Cty Cllr Johnson-Wood was unable to attend the meeting. However, the Clerk will forward matters of concern directly to her.

NC 138/24 Other Matters

a) Phone Wire – Llwyn Lane (The Ronnen)

Cllr Walton-Powell reported that a phone wire was down at the above site. Clerk will ask Cty Cllr Johnson-Wood to look into this.

b) Drain – Old School

The Chair reported that the drain outside the former school is once again blocked and debris has been washed into the car park. Clerk to report this to Cty Cllr Johnson-Wood.

The Chair wished all members and their families a very Merry Christmas and a Happy and Healthy New Year.