

# PINWHERRY & PINMORE COMMUNITY COUNCIL

## MINUTES OF THE MEETING HELD ON Thursday 21<sup>st</sup> February 2013 IN PINWHERRY COMMUNITY CENTRE

**Community Councillors present:**

Roger Pirrie (Chair), Chris Saunders (Vice Chair), Mike Chamberlain (Treasurer), Peter Walker, Glenn Johnston, Joy Chamberlain. David Logan

Co-opted members: Claire Pirrie, Charles Welsh

**In Attendance:** S.A.C. Elected Member Alec Clark, Louise Fyfe (SAC Link Officer), Community Police Officer Fraser Campbell and 2 colleagues

**Apologies:** John McAlley, Senga Scobie (minute secretary).

**Members of the public:** Victoria Boyle, Kay Siddell, Michael Parry, Sheila Cassidy, William Boyd, Ian and Susan Yellowlees, Ian and Kim Terry, Marie McNulty, Ruth Murray, Linda Boyd.

**Chair** taken by Roger Pirrie. **Minutes** taken by Claire Pirrie

**Declarations of Interest:** No additions to those registered.

No.	Item	Action by
1.	<p><b>Community Police Officer's report:</b> Officer apologised for non attendance last month. Investigations are ongoing into the theft of oil from Ford Cottage in January. In February there was a car crash that wasn't reported. PW asked why police don't report road incidents to SAC. Police decide what is reported depending on injury or property damage and report to Scottish Government who then send statistical reports to SAC. PPCC ask that police give them a report with an incident number for PPCC to send to SAC. Constables will check if that is possible.</p>	<b>Police</b>
2.	<p><b>Deputations / Presentations / Open Forum</b> Mark Evans and Phil Parkin of Greenpower gave details of the proposed Millenderdale wind farm and changes made following comments at the open meeting in Lendalfoot. The Proposed Notice of Application has been submitted to SAC with the full application expected in May. Another open meeting will be held in Lendalfoot on 28<sup>th</sup> Feb. Q. Why hold open meetings in Lendalfoot when Girvan would be more convenient in terms of parking and access from A714? A. Greenpower thought Lendalfoot was central to the 3 CCs concerned. Will try to arrange a meeting in Girvan. Q. Has the cartography of cumulative effect been redrawn as requested to give a clearer idea of the acreage involved? A. Other data sets will be shown in the environmental statement of the application. Q. How up to date is the environmental impact statement in relation to other projects? A. All projects SAC feel should be included will be included.</p>	

3.	<p><b>Minutes of 17<sup>th</sup> January 2013</b> Approval proposed by Peter Walker. Seconded by Joy Chamberlain. All agreed.</p>	
4.	<p><b>Matters arising not on this agenda:</b> 3.2 RP reported that the gates on the Pinwherry right of way have been agreed at a final cost of £485. 17 a. CP reported that the Land Management Scheme has ended so landowners are not under an obligation to maintain walks. A new scheme is in place if landowners wish to participate. Information received from SAC and the Scottish Government is attached as an Appendix. b. Since shooting in Laigh Letterpin woods is permitted by the landowner all agreed to accept the stalkers' offer to put up a notice warning walkers when shooting is happening. c. PW has requested the road sweeper continues to Pinwherry House but had no response so LF will follow this up. d. Cutting of the roadside hedge near Kilwinnet has been requested by CP. DL pointed out that farmers often cut their own and other hedges if asked.</p>	<p>MC  PW/LF</p>
5.	<p><b>Elected S.A.C. Councillor Alec Clark:</b> a. U48 road and paths have been referred to Rachel Shipley. b. Warning signs for the U48 as unsuitable for heavy goods vehicles is being considered by George Fiddes. c. Overhanging hedges at Kilwinnet will be inspected. d. Daljarrock bridge to Ash Cottage will be inspected for possible crash barrier. e. Roads department are aware of the work required on the U52 Muck road and it will be done in phases. All the above work will probably have to wait until the next financial year due to the current lack of funds. The new CC roads group will help with the push to prioritise work.</p>	
6.	<p><b>S.A.C. Link Officer Louise Fyfe:</b> a. SAC is undergoing another restructuring and details of directors and heads of departments were distributed. b. A new complaints handling process has started and is intended to provide a quicker response to contacts. c. The "One Stop Shop" in the Housing and Social Work office in Knockcushan St. Girvan has been improved. d. SAC are holding consultation events. Girvan's is in Carrick Buildings on 28<sup>th</sup> February. e. Rozelle Gallery is to exhibit Peter Howson's work.</p>	
7.	<p><b>Treasurer:</b> Bank balance is £11,515.14 of which £5,200 is held for small grants. SAC administrative grant depends on their receipt of approved CC minutes and they say they have not received all</p>	

	minutes. Acting Secretary Claire Pirrie reported that she has forwarded all minutes to the new SAC address for CC business.	
8.	<p><b>Secretary:</b> (Acting Secretary Claire Pirrie)</p> <p>a. Mobile police office visits Pinwherry on the 2<sup>nd</sup> Wednesday each month from 11-12.00 and offers to visit Pinmore but no resident has expressed an interest.</p> <p>b. PPCC has chosen the Red Squirrel as their Carrick character for the CCCF Tourism Project and information will be put on notice boards and fence posts. PPCC will also choose a geocache site in the area.</p> <p>c. PPCC election results will be reported from 25<sup>th</sup> February unless a ballot is required, when results will be announced on 21<sup>st</sup> March. SAC advise the Annual General Meeting should be in May to enable audited accounts to be presented. SAC to be informed that the AGM cannot wait until May as the new CC will hold its first meeting to elect officers on 18<sup>th</sup> April. Audited accounts will be presented at the May meeting.</p>	CP MC
9.	<p><b>Community Benefit Companies:</b></p> <p>a. <u>Hadyard Hill:</u> The voucher scheme ends on 28<sup>th</sup> February and 67% have been used to date. PPCC agree to the transfer of £30k from the Energy Trust to fund the scheme. Dinmurchie project is ongoing. Brunston Castle golf club project proposes to buy the clubhouse from the liquidator to lease it as a restaurant.</p> <p>b. <u>Carrick Futures:</u> Bursaries have been agreed to train windfarm technicians.</p>	
10.	<b>PPCC Small Grant Schemes:</b> No applications.	
11.	<b>Carrick Community Council Forum:</b> Latest minutes sent to CCouncillors as email attachment.	
12.	<p><b>Roads:</b></p> <p>a. RP outlined the issues to be considered at a joint meeting of Girvan, Pinwherry &amp; Pinmore and Barrhill representatives on 28<sup>th</sup> February in Pinwherry Hall. The group will agree strategic issues to take up with SAC at the next meeting.</p> <p>b. As well as the items noted in 5 above Alec Clark will follow up Pinwherry's fallen village sign, which was reported in November 2012 and is still lying on the verge, reflector posts requested for corner at Pinmacher, inadequate road repairs and new kerbs which are causing problems by narrowing the road, white line at the bottom of Old Dailly brae has not been put back following alterations to the corner for wind farm traffic.</p>	RP AC

<p><b>13.</b></p>	<p><b>Pinwherry school</b>  PW reported that a lead architect has been appointed and a funding discussion has been held with SAC.  SAC have done a valuation of the building and PPCC has offered £1 for the building with the value of the asset being transferred to PPCC. A number of reports are required to see if it is a viable project. AC said SAC are looking for assets to offload.</p>	
<p><b>14.</b></p>	<p><b>Pinwherry &amp; Pinmore Community Development Assoc.:</b>  a) 2 Pins Centre  PW reported that the site price is known but there may be a problem with a power line and the cost of moving it is being investigated before a decision is taken as to whether the site is viable.  A tourism officer working on the school project will be engaged for the 2 Pins Centre as well.  More members of the 2 Pins Co. are needed to boost funding applications.  b) 2 Pins website: CP reported that The National Network for Change &amp; Community has rated 2pins.org.uk as “an impressive community site....near to the top of the best list” of “online and excellent at being in touch” community websites. PPCC thanks Charles Ellis for his excellent work in managing the website. More information needs to be sent to CP to keep the website fresh and up to date.</p>	
<p><b>15.</b></p>	<p><b>Windfarm Developments</b></p> <ul style="list-style-type: none"> <li>• Boghouse turbine in Colmonell has been refused</li> <li>• Assel Valley has appealed to Scottish Government about the time taken by SAC to evaluate the application. SAC have submitted a recommendation to refuse the appeal.</li> <li>• SAC have an extension to 31<sup>st</sup> May to evaluate Straid</li> <li>• Tralorg – CW attended a Tralorg liaison meeting and the developer is unhappy about the Assel Valley appeal because they expected the March regulatory panel to recommend going to a full council meeting as it is a major application.</li> <li>• Meadowpark has appealed</li> <li>• Little Pinmore waiting for panel date</li> <li>• Glen App waiting for panel date</li> <li>• Minuntion waiting for panel date</li> <li>• Auchencrosh waiting for panel date</li> <li>• Grangestone deferred to another panel date</li> <li>• Kilgallioch permitted by Scottish Government</li> <li>• Corwar application - PPCC agreed by 5 to 2 to object.</li> </ul> <p>Kay Siddell reported the ongoing problems of living in close proximity to Hadyard Hill turbines with little assistance in evaluating the ill effects of noise and shadow flicker on health and property value. Alec Clark will speak to Joint Valuation Board. SSE has not put in place the agreed mitigation measures at the</p>	<p>AC</p>

	Baldwin family property. Alec Clark will follow this up with Environmental Health. Sheila Cassidy expressed grave concerns over her property and lifestyle if Millenderdale wind farm is permitted.	
<b>17.</b>	<b>Meeting closed at 21.00</b> <b>Date of next meeting 21<sup>st</sup> March 2013 at 7.30pm</b> <b>in Pinwherry Hall</b>	

## APPENDIX 1

From: **Feggans, Neil** [Neil.Feggans@south-ayrshire.gov.uk](mailto:Neil.Feggans@south-ayrshire.gov.uk)

Development Planning & Customers Team Leader, Community, Enterprise & Development Service

Date: Tue, Feb 19, 2013 at 11:43 AM

Subject: Access to Paths in the Vicinity of Pinmore and Pinwherry.

To: <clairepirrie@gmail.com>

Cc: "Shipley, Rachel" <Rachel.Shipley@south-ayrshire.gov.uk>

Good morning Mrs Pirrie,

As I explained to you during our earlier telephone conversation, the Council's Customer Services Team has directed your e-mail of 16 February about the above matter to me, as the Development Planning & Customers Team of the Planning Service deals, amongst many other things, with public access and rights of way matters.

You advised me your query relates to a number of paths within the area of land situated to the west of Laigh Letterpin Woods, between the Woods and Millenderdale Farm, which were constructed and maintained by landowners, using funding from the Scottish Government, under the aegis of the former Land Management Contract Menu Scheme (LMCMS). In particular, your "constituents" had expressed concern that some landowners had removed signage and wondered if they were still being paid by the Government to maintain the paths. As I explained to you, one of the difficulties with the LMCMS was that grant recipients were only required to notify the local Council, as access authority, of the location of those paths for which they had received funding in the 2006 round of the Scheme. Consequently, the Council is not aware of all routes in its area that were supported by the Scheme. In any event, as it is my understanding path maintenance payments made under the LMCMS endured for 5 years and the Scheme terminated in 2006, I assume payments for paths created under the Scheme ceased some time ago. However, the Scottish Government's Rural Payments and Inspections Directorate (SGRPID), whose predecessor department administered the LMCMS, should be able to supply you with definitive information as to whether the landowners of the paths in question remain obliged to retain and maintain signage funded under the Scheme. SGRPID's local office at Russell House, Ayr, may be contacted at 01292 291300.

For clarification, prior to his employment as Outdoor Access Officer with the Council, my late colleague, David Gray, worked with Colmonell Community Council, and others, to develop a network of paths in the Stinchar Valley. The Council has no record of the location of those paths and no responsibility for their ongoing maintenance.

If your “constituents” are concerned about their rights to continue using the paths in question, I would confirm that, under the Land Reform (Scotland) Act 2003 (LRA), the public enjoys a right of responsible access to most land in Scotland, by non-motorised means. Therefore, so long as the paths do not pass through fields of crops or farm steadings, and users behave responsibly and don’t engage in conduct excluded from access rights (e.g. hunting, shooting or fishing); they will be entitled to use the paths. Should any well used and defined routes be closed off to public passage, users should inform the Council, as access authority, which will investigate the matter and may be able to take action to have the routes re-opened.

Neil G. H. Feggans

APPENDIX 1 continued:

Scottish Government information taken from the following website:

[www.scotland.gov.uk/Topics/farmingrural/SRDP/Land-Managers-Options/Availableoptions](http://www.scotland.gov.uk/Topics/farmingrural/SRDP/Land-Managers-Options/Availableoptions)

then go to “Options available under Axis 3”

“This is a five year management agreement and we will pay 75% of actual costs supported by invoices. We will pay for items referred to in the technical specification which deliver enhanced path works you have undertaken to improve access as including removing overgrown plants and grass, controlling weed encroachment, installing filter drains, providing gates, signposts and waymarkers.

You can also claim for the one-off costs of installing certain capital items. The rate of support is 75% of costs for installing boardwalks, bridges, and culverts (up to a maximum of £150 for each item). All capital items must be completed before the applicant can claim for the path enhancement works

The capital items purchased under this option must be retained in good condition for 5 years unless you can provide evidence that:

- i. force majeure applies; or
- ii. the items have been replaced with an eligible item of equivalent or higher specification.”