



## FOXEARTH & LISTON PARISH COUNCIL

Parish Clerk / RFO: Kevin B. Money  
 7 Roach Vale, Colchester, Essex. CO4 3YN  
 Tel: 07810781509 – Email: [theclerk@foxearthandliston-pc.org](mailto:theclerk@foxearthandliston-pc.org)  
 Website: <https://e-voice.org.uk/foxearthandliston-pc>

Dear Councillor

You are summoned to attend the forthcoming meeting of Foxearth & Liston Parish Council to be held in the Village Hall on **THURSDAY 20<sup>th</sup>. JULY 2023 at 7pm** for the purpose of transacting the business ONLY shown on the agenda

*KBMoney* Kevin B. Money - Clerk to the Council – 14<sup>th</sup>. July 2023

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### **FULL COUNCIL MEETING AGENDA**

**063/2023 Chairman welcome**

**064/2023 Apologies for Absence**

**065/2023 Declaration of Interest**

To declare any Disclosable Pecuniary, Pecuniary or non-Pecuniary Interest relating to items on the agenda

**066/2023 To approve the Minutes of the last meeting of Foxearth & Liston Parish Council**

To receive and agree the minutes of the last F&LPC meetings held on 18<sup>th</sup>. May 2023

**067/2023 Chairman's report and any update since last meeting**

**068/2023 Essex County Councillors report – ECC Cllr P. Schwier**

**069/2023 District Councillors report – BDC Cllr I. Parker**

**070/2023 Public Participation Session**

The Chairman will invite questions and observations from members of the public present.

a) **Co-Option.** The Clerk to inform the meeting on the process for co-opting a resident onto the Council

**071/2023 Definitive Map Modification Order No 696 Footpath 11 Liston**

Would the Parish Council be prepared to support the order at any public inquiry that may take place?

**072/2023 Footpath update – Cllr K. Robson**

**073/2023 Highways and Transport issues**

- a) Traffic issues on the bridge at Rodbridge – Cllr M. Posen
- b) Traffic issues on the bend at Red Cottages – Cllr M. Posen
- c) Speed indicator device update – Parish Clerk
- d) Tree works in Claypits Road – update Parish Clerk

**074/2023 Planning Applications**

**23/01353/TPOCON - 2 The Chase Foxearth Essex**

Notice of intent to carry out works to trees in a Conservation Area -

Cut back overhanging branches to boundary - 2.5m longest part to be cut back.

Due to the time restraints F&LPC sent in the following response to BDC before the 29<sup>th</sup>. June 2023 deadline F&LPC Supports this application subject to the Conservation and Tree Officers approval

**075/2023 Decisions made by BDC affecting Foxearth and Liston**

**076/2023 Finance**

- a) To receive the Bank balances as at 30<sup>th</sup>. June 2023
- b) To receive the comparison of Actual against Budget 2022/23
- c) Councillors to agree the June and July 2023 finances and to agree a transfer of any funds to meet the Parish Council's financial requirements
- d) Councillors F. Binks and S. Ham to sign the Account management: submission form for Unity Trust Bank

**077/2023 Items for Next Agenda**

**078/2023 Date of Next Full Council meetings – THURSDAY 21<sup>st</sup>. SEPTEMBER 2023 at 7pm**

**079/2023 Closure of the Meeting**

To Close the meeting having considered and determined all items of business



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### Minutes of the Annual Meeting held on 18<sup>th</sup>. May 2023 at 7.35pm in Foxearth Village Hall.

Present: Cllrs M. Posen (Vice-Chairman), F. Binks, S. Ham, K. Robson and Kevin B. Money (Parish Clerk). There were also 18 members of the public present

**038/2023 2022/23 Vice-Chairman Welcome.** The Vice-Chairman welcomed everyone to the meeting

**039/2023 Apologies for Absence** were received from ECC Cllr P. Schwier, BDC Cllr I. Parker and Cllr K. Holmes

**040/2023 All Councillors to sign**

**a) Declaration of Acceptance of Office**

Councillors signed their Declaration of Acceptance of Office

**b) E Consent form**

Councillors signed their E Consent form

**c) To complete and sign their Register of Interest form for 2023/2024**

Councillors signed their Register of Interest form for 2023/2024

**d) To complete and sign their Election Expenses form**

Councillors signed their Election Expenses form

**041/2023 Election of Chairman for the 2023/24 year**

Cllr K. Robson proposed Cllr M. Posen to act as Chairman for 2023/2024. Cllr S. Ham seconded.

**All Agreed.** The Chairman to sign the Declaration of Acceptance of Office form

**042/2023 Election of Vice-Chairman for the 2023/24 year**

Cllr M. Posen proposed Cllr K. Robson to act as Vice-Chairman for 2023/2024. Cllr S. Ham seconded.

**All Agreed.** The Vice-Chairman to sign the Declaration of Acceptance of Office form

**043/2023 Election of Appointments and Employment committee for 2023/2024**

**MARK POSEN: CHAIRMAN**

EMPLOYMENT COMMITTEE: PLANNING: PARISH MAGAZINE

**KEITH ROBSON: VICE-CHAIRMAN**

EMPLOYMENT COMMITTEE: PLANNING

FOOTPATHS & BRIDLEWAYS: HIGHWAYS CONTACT

**KEITH HOLMES: EMPLOYMENT COMMITTEE: PLANNING**

**SALLY HAM: PLANNING**

**FIONA BINKS: PLANNING**

**044/2023 To re-adopt all Council policies**

Cllr M. Posen proposed re-adopting all the F&LPC policies en-bloc. Cllr K. Robson seconded. **All Agreed**

**045/2023 Closure of the Meeting**

To Close the meeting having considered and determined all items of business

The Chairman then closed the meeting at 7.45pm and thanked everyone for attending

Signed

20<sup>th</sup>. July 2023

**M. Posen**  
**Chairman**





## FOXEARTH & LISTON PARISH COUNCIL

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 Website: <https://www.foxearthandliston-pc.org>

### Minutes of the Parish Council Meeting held on 18<sup>th</sup>. May 2023 at 7.45pm in Foxearth Village Hall.

Present: Cllrs M. Posen (Chairman), K. Robson (Vice-Chairman), F. Binks, S. Ham, and Kevin B. Money (Parish Clerk). There were also 5 members of the public present

**046/2023 Chairman welcome.** The Chairman welcomed everyone to the meeting

**047/2023 Apologies for Absence** were received from ECC Cllr P. Schwier, BDC Cllr I. Parker and Cllr K. Holmes

**048/2023 Declaration of Interest**

To declare any Disclosable Pecuniary, Pecuniary or non-Pecuniary Interest relating to items on the agenda. Cllr M. Posen declared an interest in item 059/2023

Cllr S. Ham and Cllr K. Robson declared an interest in item in grant application to History Society

**049/2023 To approve the Minutes of the last meeting of Foxearth & Liston Parish Council**

To receive and agree the minutes of the last F&LPC meeting held on 16<sup>th</sup>. March 2023. **All Agreed**

**050/2023 Chairman's report and any update since last meeting**

Nothing to add from what was reported at the AEM

**051/2023 Essex County Councillors report – ECC Cllr P. Schwier**

Nothing to add from what was reported at the AEM

**052/2023 District Councillors report – BDC Cllr I. Parker**

Nothing to add from what was reported at the AEM

**053/2023 Public Participation Session**

The Chairman will invite questions and observations from members of the public present.

A resident asked about finding a handyman to undertake the footpath clearing. Cllr K. Robson informed the meeting the handyman will cut the footpaths within the next few weeks. F&LPC reimbursed by ECC.

Could communities set up a Speedwatch community group. Cllr M. Posen to contact Pentlow PC about speeding in both Parishes.

a) **Co-Option.** The Parish Clerk informed the meeting that following the May Elections only 5 Councillors were elected leaving 1 vacancy on the Council. The vacancy notice has been advertised and the closing date being 31<sup>st</sup>. May 2023 with a possible co-option at the July meeting

**054/2023 Footpath update – Cllr K. Robson**

Exchanges with Essex Highways regarding finger posts. A resident has agreed to replace such posts.

If a finger post is by the highway, then ECC Highways would not support them being replaced.

Other posts are missing throughout the villages.

Use "WhatsApp" group to be notified of any footpath issues.

**055/2023 Highways and Transport issues**

a) Traffic issues on the bridge at Rodbridge – Cllr M. Posen  
 Still outstanding with LHP. Nothing new to report

b) Traffic issues on the bend at Red Cottages – Cllr M. Posen  
 Still outstanding with LHP. Nothing new to report

c) Speed indicator device update – Parish Clerk

The Clerk informed the meeting that the SID has been purchased and has been delivered.

The Clerk is in contact with ECC Highways department to obtain a licence/s



Cllr F. Binks proposed that a traffic LHP form be submitted for Liston to reduce the speed limit to 30mph. Cllr F. Binks agreed to produce the LHP form and Cllr. M. Posen will assist. The Clerk will then to send it to ECC Cllr Peter Schwier for approval

#### **056/2023 Planning Applications**

**23/00911/HH** - Foxearth Fishery Lodge, Foxearth Fisheries, Glemsford Road

Erection of detached cartlodge with first floor gym/games room.

**RESOLVED:** Refuse this application due to the scale, bulk and design. The site is isolated in a rural location and the proposed cart lodge seems excessive in size especially in height. Planning permission, in the past, removes permitted development rights for extensions and outbuildings. The building size is out of scale with the new house and the design with excessive glazing to the east elevation is unsuitable for a rural building.

#### **057/2023 Decisions made by BDC affecting Foxearth and Liston**

No planning decisions have been made by BDC affecting either Foxearth or Liston villages

#### **058/2023 Annual Return for 2022/2023**

1) To receive the 2022/23 signed Internal Audit Report

Councillors received and noted the 2022/23 signed Internal Audit Report

2) To receive and sign the Certificate of Exemption – AGAR 2022/23 part 2

Cllr M. Posen proposed accepting and signing the Certificate of Exemption. Cllr S. Ham seconded.

**All Agreed.** The Chairman and RFO then signed the Certificate of Exemption

3) To receive and sign the Section 1 - Annual Governance Statement 2022/23

Cllr M. Posen proposed accepting and signing Section 1 - Annual Governance Statement 2022/23.

Cllr K. Robson seconded. **All Agreed.** The Chairman and Clerk then signed Section 1 - Annual Governance Statement 2022/23

4) To receive and sign the Section 2 - Accounting Statements 2022/23

Cllr M. Posen proposed accepting and signing Section 2 - Accounting Statements 2022/23.

Cllr K. Robson seconded. **All Agreed.** The Chairman and RFO then signed Section 2 - Accounting Statements 2022/23

#### **059/2023 Finance**

a) To receive the Bank balances as at 30<sup>th</sup>. April 2023

Councillors noted the Bank balances as at 30<sup>th</sup>. April 2023

b) To receive the comparison of Actual against Budget 2023/24

Councillors noted the comparison of Actual against Budget 2023/24

c) Councillors to agree the April and May 2023 finances and to agree a transfer of any funds to meet the Parish Council's financial requirements. **All Agreed**

d) Grant application Foxearth & District History Society for £250. St. Peter & St. Paul Church for £750

Proposed by Cllr M. Posen seconded by Cllr K. Robson. **All Agreed**

#### **060/2023 Items for Next Agenda**

Cllr F. Binks gave her apologies for the 20<sup>th</sup>. July meeting

Mobile home at Halstead Road – Item at BDC item

#### **061/2023 Date of Next Full Council meetings – THURSDAY 20<sup>th</sup>. JULY 2023 at 7pm**

#### **062/2023 Closure of the Meeting**

To Close the meeting having considered and determined all items of business

The Chairman then closed the meeting at 8.15pm and thanked everyone for attending

Signed

20<sup>th</sup>. July 2023

**M. Posen  
Chairman**

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**RE: FW: Definitive Map Modification Order No 696 Footpath 11 Liston**

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**Mary Morris - Paralegal/Legal Executive** <Mary.Morris@essex.gov.uk>  
To: "Kevin B. Money" <theclerk@foxeearthandliston-pc.org>

10 July 2023 at 09:57

Dear Mr Money,

Thank you for speaking with me regarding this matter.

The specific questions that I have regarding this case are:-

1. Can the Parish Council confirm that between March and May 2001 the route of Footpath 2 was surfaced, but that the route of Footpath 5 was not. (The attached aerial photograph indicates this to be the case, but it would be helpful if this could be confirmed by witnesses of fact )
2. Is there any evidence or recollection of any signage relating to the temporary closures of routes due to the foot and mouth outbreak on the notice boards by footpath 2 in the period between March and May 2001 .



3. Is there anything in the Parish Council minutes between March and May 2001 relating to F&M disease related footpath closures?
4. Is it known where local people walked their dogs during the F&M outbreak? Was any known permission given by the New England Company or their agents or employees to continue to use Footpath 5 (or any other of their land) for this purpose?



It would be helpful if these questions could be put by way of discreet enquiries to any councillors whose familiarity with the area is longstanding. As an agenda item if it could be established with the Parish Council would be prepared to support the order at any public inquiry that may take place, this would be helpful.

Many thanks for your help with this.

Kind Regards

**Mary Morris**

**Chartered Legal Executive**

T: 0333 0139679 | Helpline no: 0333 013 9993

E: [mary.morris@essex.gov.uk](mailto:mary.morris@essex.gov.uk)

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**From:** Kevin B. Money <[theclerk@foxeearthandliston-pc.org](mailto:theclerk@foxeearthandliston-pc.org)>  
**Sent:** 10 July 2023 08:12



	BANK RECONCILIATION				
Financial year ending 31.03.24					
Bank Balance as at	<b>30.04.23</b>	<b>31.05.23</b>	<b>30.06.23</b>		
Unity Trust Bank - Current a/c	£ 10,071.39	£ 10,071.39	£ 8,098.26		
Unity Trust Bank - EMR a/c	£ 4,255.07	£ 4,255.07	£ 4,279.03		
<b>Total:</b>	<b>£ 14,326.46</b>	<b>£ 14,326.46</b>	<b>£ 12,377.29</b>		
Less Unpresented cheques					
Total of unpresented cheques	£ -				
<b>Net Bank Balances as at</b>	<b>£ 14,326.46</b>	<b>£ 14,326.46</b>	<b>£ 12,377.29</b>		
<b>CASH BOOK</b>					
Balance as at 01.04.23	£ 9,650.47	£ 9,650.47	£ 9,650.47		
Plus Receipts	£ 4,767.00	£ 4,767.00	£ 5,267.48		
<b>Total</b>	<b>£ 14,417.47</b>	<b>£ 14,417.47</b>	<b>£ 14,917.95</b>		
Less Payments	£ 91.01	£ 91.01	£ 2,540.66		
<b>Grand Total</b>	<b>£ 14,326.46</b>	<b>£ 14,326.46</b>	<b>£ 12,377.29</b>		
Difference	£ -	£ -	£ -		
Bank Balance as at					
Unity Trust Bank - Current account					
Unity Trust Bank - EMR account					
Less Unpresented cheques					
Total of unpresented cheques					
<b>Net Bank Balances as at</b>					
<b>CASH BOOK</b>					
Balance as at 01.04.23					
Plus Receipts					
<b>Total</b>					
Less Payments					
<b>Grand Total</b>					
Difference					
Bank Balance as at					
Unity Trust Bank - Current account					
Unity Trust Bank - EMR account					
Less Unpresented cheques					
Total of unpresented cheques					
<b>Net Bank Balances as at</b>					
<b>CASH BOOK</b>					
Balance as at 01.04.23					
Plus Receipts					
<b>Total</b>					
Less Payments					
<b>Grand Total</b>					
Difference					

<b>F&amp;LPC ACTUAL AGAINST BUDGET REPORT</b>					
		<b>Agreed 2023/24</b>	<b>Total Income / spend to July '23</b>	<b>Left in Budget as at July '23</b>	
<b>Income</b>	PRECEPT	9534	£ 4,767.00		
	OTHER INCOME / GRANT	0	£ 23.96		
	STREET CLEANING	310	£ 476.52		
	VAT REFUND		£ -		
	<b>TOTAL</b>	<b>9844</b>	<b>£ 5,267.48</b>		
<b>Exp.</b>					
Staff	Salary	5078	£ 1,674.00	£ 3,404.00	
	Office Allowance	120	£ 40.00	£ 80.00	
	<b>TOTAL</b>	<b>5198</b>	<b>£ 1,714.00</b>	<b>£ 3,484.00</b>	
Adm.	Payroll	120	£ -	£ 120.00	
	Office Expenses & Mileage	208	£ 114.69	£ 93.31	
	Audit Fees	75	£ 75.00	£ -	
	<b>TOTAL</b>	<b>403</b>	<b>£ 189.69</b>	<b>£ 213.31</b>	
General	Footpath & Hedge cutting	50	<b>T/F to EMR</b>	£ -	
	Street Lighting	650	£ 377.66	£ 272.34	
	Street Cleaning	180	£ -	£ 180.00	
	Insurance	253	£ 241.00	£ 12.00	
	PC Mag/EALC/NALC Subs	318	£ 165.22	£ 152.78	
	Training	0	£ -	£ -	
	Donations	1400	£ 1,000.00	£ 400.00	
	Poppy Wreath	25	£ -	£ 25.00	
	Repairs inc. Tree works	0	£ -	£ -	
	Bank Charges	72	£ 18.00	£ 54.00	
	Website	35	£ -	£ 35.00	
	Defibrillator	150	£ -	£ 150.00	
	Traffic Calming scheme	500	£ -	£ 500.00	
	F&LPC Email account	610	£ 101.20	£ 508.80	
	<b>TOTAL</b>	<b>4243</b>	<b>£ 1,903.08</b>	<b>£ 2,339.92</b>	
	<b>GRAND TOTAL</b>	<b>9844</b>	<b>£ 3,806.77</b>	<b>£ 6,037.23</b>	
	VAT		£ 58.25		
	<b>Total:</b>		<b>£ 3,865.02</b>		

**FINANCE JUNE and JULY 2023 PAYMENTS****INCOME: BDC Street Cleaning Grant £476.52p:**

<b>Chq No.</b>	<b>Invoice No.</b>	<b>Payee</b>	<b>Cost</b>	<b>VAT</b>	<b>Total</b>	<b>F&amp;L Ref</b>
DD		Npower - Street Lighting	£ 111.20	£ 5.56	£ 116.76	<b>14</b>
BACS	June '23	Kevin B. Money - Clerk Salary	£ 344.90	£ -	£ 344.90	<b>15</b>
BACS	June '23	HMRC - Tax on Salary	£ 83.60	£ -	£ 83.60	<b>16</b>
BACS	May '23	Google Email payment	£ 25.30	£ -	£ 25.30	<b>17</b>
BACS	July '23	Kevin B. Money - Clerk Salary	£ 344.70	£ -	£ 344.70	<b>18</b>
BACS	July '23	HMRC - Tax on Salary	£ 83.80	£ -	£ 83.80	<b>19</b>
BACS	June '23	Google Email payment	£ 25.30	£ -	£ 25.30	<b>20</b>
BACS		BALC - subscription	£ 48.00	£ -	£ 48.00	<b>21</b>
BACS	37367	A&J Lighting - Call out charge	£ 180.00	£ 36.00	£ 216.00	<b>22</b>
BACS		Kevin B. Money - Mileage	£ 36.00	£ -	£ 36.00	<b>23</b>
		<b>TOTAL:</b>	<b>£ 1,282.80</b>	<b>£ 41.56</b>	<b>£ 1,324.36</b>	