

Minutes of a meeting of Clawson, Hose & Harby Parish Council held at Hose Village Hall on Monday 14th July 2025 at 7.00 p.m.

Present: Councillors Nicola Draper (Chair), Mike Dunn, Mike Foulds, Nigel Hodges (Vice Chair), Matthew Simpson, Jo Towle & Jacob Wilkinson.

In attendance: County Councillor Bryan Lovegrove, Borough Councillors Chris Evans & Simon Orson, 3 members of the public and the Parish Clerk.

Apologies: Cllr Jonathan Neale

25/053 **QUESTIONS AND COMMENTS FROM THE FLOOR (LIMITED TO 15 MINUTES).**
The Planning Inspectorate decision notice published on 08/07/25 was noted.
This was discussed further under minute reference 25/061b.

25/054 **TO RECEIVE APOLOGIES FOR ABSENCE.**
Resolved: To approve and accept apologies from Cllr Neale.

25/055 **DISCLOSURES OF INTERESTS, DISCLOSABLE PECUNIARY INTERESTS, PERSONAL INTERESTS OR PERSONAL INTERESTS THAT MAY LEAD TO BIAS, BY PARISH COUNCILLORS TO ITEMS ON THE AGENDA.**
None.

25/056 **BOROUGH & COUNTY COUNCIL REPORTS.**
Cllr Lovegrove provided an update on the Local Government Reorganisation and Devolution proposals, noting that final proposals will be submitted in November 2025. On local matters, he reported on case APP/Y2430/C/24/3343530 and confirmed that both he and Cllr Orson have requested an urgent meeting with Development Control at Melton Borough Council to ensure the matter is addressed without delay. Both councillors continue to support the Parish Council and local residents on this issue. Cllr Lovegrove also confirmed the successful completion of the recent culvert pressure wash in Long Clawson and advised that concrete blockages beneath The Pingle and the doctor's surgery would be investigated and resolved.

25/057 **TO APPROVE AND SIGN THE MINUTES OF PREVIOUS PARISH COUNCIL MEETING.**
Resolved: The minutes of the previous meeting were approved and signed.

25/058 **TO RECEIVE THE CLERK'S REPORT INCLUDING UPDATES FROM THE PREVIOUS MINUTES.**
The Clerk reported on matters not included on the agenda:

Allotment inspections were conducted on 29 June 2025. A number of plots were identified as being in such poor condition that clearance and remedial work will be required before they can be re-let. This includes some previously cleared, currently untenanted plots at Hose. Formal notices will be issued to the affected tenants, instructing them to restore their plots to an acceptable standard within 28 days. Tenants will also be informed that failure to demonstrate meaningful progress within the specified timeframe will result in the termination of their tenancy. Additionally, they will be invoiced for the cost of any necessary clearance work.

MBC has paid their invoice for grounds maintenance undertaken on their behalf between 10/03/2025 and 19/05/2025 prior to cancellation of our agreement.

The Parish Council is awaiting the final resolution of the dispute with Waterplus regarding charges at the Hose allotments; however, it has been confirmed that the allotments are not connected to the sewer system and, as such, surface water drainage charges should not have been requested.

25/059 TO RECEIVE THE PLAY AREA SAFETY CHECK REPORTS.

Play area safety checks were received and noted.

25/060 TO RECEIVE REPORTS FROM COUNCILLORS (FOR INFORMATION ONLY).

a) To receive a report on the Vale Parishes Group (Cllr Wilkinson).

None.

b) Other Councillors reports.

Cllr Simpson reported on the recent online meeting regarding the proposed unitary authority.

25/061 TO MAKE OBSERVATIONS AND AGREE ANY ACTION ON THE FOLLOWING PLANNING APPLICATIONS:

a) To consider any planning applications received after this agenda was published.

i. 25/00686/FULHH 1H East End, Long Clawson.

Installation of an air source heat pump.

Not to comment.

b) Update APP/Y2430/C/24/3343530 Residential dwelling at Shortcroft Field, Long Clawson, Melton Mowbray, Leicestershire LE14 4NG.

On 7 July 2025, the Planning Inspectorate published its decision which concluded that the Enforcement Notice issued by Melton Borough Council be quashed. The Decision Notice can be found online at [Reference: APP/Y2430/C/24/3343530](#)

The Parish Council made the following comments:

The Parish Council is aware that the Planning Inspectorate has upheld an appeal against an enforcement notice issued by Melton Borough Council relating to the land situated north of East End, Long Clawson. The appeal was made by Mr Daniel Little and the decision was published under reference APP/Y2430/C/24/3343530.

The enforcement notice required the removal of a mobile home from the site and for the land to be returned to its original condition. However, the Inspector found that the notice had been poorly drafted and did not meet the legal requirements necessary to make it enforceable. As a result, the notice has been quashed in full.

It is important to note that this decision was made solely on procedural grounds. The Inspector did not assess the planning merits of the case, nor did they grant planning permission for the mobile home or any associated residential use of the land.

This outcome is disappointing and frustrating, particularly for residents who have raised ongoing concerns about the use of this land. The Parish Council shares those concerns and is committed to ensuring that appropriate planning rules are upheld in our community.

The Parish Council will keep residents informed of any further developments as soon as we are made aware of them.

Resolved: That the Clerk will contact MBC and ask when a further enforcement notice will be issued.

Resolved: The Clerk will seek further legal advice regarding the potential to block vehicular access via VG63, in light of the outcome of this decision.

- c) **25/0032/VAC Land rear of 1-3 Hickling Lane, Long Clawson. Variation of Condition 2 (Approved Drawings), Condition 8 (Access Arrangements) and Condition 10 (Parking and Turning) of planning application reference: 21/00013/FUL, decision dated: 18/07/2024, to updated/amended the house type layouts.**
Not to comment.

25/062 **BUSINESS.**

- a) **To review the updated inventory of land and asset register.**
The land and asset register was reviewed and noted.

- b) **To delegate powers to raise payments for approval and to respond to planning applications in consultation with members during the month of August.**

Resolved: To delegate powers to the Clerk to raise payments for approval and to respond to planning applications in consultation with members during the month of August.

c) **To receive an update on the process for the disposal of parish land. (Deferred Jun 2025.)**
Deferred.

d) **To adopt a Risk Assessment for contractors carrying out work on behalf of the Parish Council.**

Resolved: To adopt the Risk Assessment.

Members thanked Cllr Foulds for producing this document.

e) **To consider Parish Council responsibilities for Hose Village Hall and agree action.**

Resolved: That the Clerk will seek legal advice and forward all available documentation relevant to the matter.

f) **To receive the interim data from the recent Community Speed Watch scheme in Hose and agree action.**

The interim data and analysis were received and noted as follows:

Metric	Value
Vehicles recorded	158
Average speed	38.9 mph
Exceeding 40 mph	36 vehicles (23 %)
Exceeding 45 mph	5 vehicles (3 %)
Highest speed	53 mph

Patterns

The morning peak is the worst: between 0800 and 0900, it accounts for 1 in 3 (53/158) of all speeding vehicles and has the highest average speed (39.4 mph).

The evening rush is still high: 4–6 p.m. = 56 vehicles (35 %); average 38.3 mph.

Resolved: That the Clerk will request up to date speed surveys for the parish from Leicestershire County Council.

Resolved: That the Clerk will contact Rupert Matthews, the Police and Crime Commissioner, to request the deployment of a speed enforcement van in the parish.

g) **To adopt an IT policy.**

Resolved: To adopt the IT policy.

h) **To receive the hedge review (refers minute ref 25/010c).**

The hedge review was noted and members thanked Keith Neill-Smith, Parish Tree Warden and Adam Goodall, Principal Tree and Woodlands Manager for the County Council, for their work on this report.

Resolved: That the Clerk will contact Keith Neill-Smith to confirm that, if a working party can be arranged to plant and maintain the whips, the Parish Council would support the initiative.

- i) **To note the date of the 2025 Harby Litter Pick.**
The 2025 Harby Litter Pick will take place on Saturday 15th November 2025.

The meeting moved to confidential session in accordance with the Public Bodies (Admission to Meetings) Act 1960 in view of the nature of the business to be transacted for the following items:

- j) **To consider quotations for play area maintenance.**
Resolved: To accept the quotation from Lloyd Greasley at a cost of £3018.33 to include the replacement log and associated groundworks.
- k) **To consider quotations for the replacement noticeboard – The Leys, Harby.**
Resolved: To accept the quotation from the Parish Noticeboard Company for a 3-door noticeboard at a cost of £2105.00 plus installation.
- l) **To consider an update to the terms of the Licence to occupy – The Leys, Harby.**
Resolved: That the cost of the 12-month licence remains unchanged.

The meeting moved to open session.

25/063 **FINANCE.**

- a) **To approve and sign the monthly bank reconciliation.**
To approve and sign the monthly bank reconciliation – attached.
- b) **To approve and sign the schedule of payments.**
Resolved: To approve and sign the schedule of payments – attached.
- c) **To receive the detailed budget summary of receipts & payments to date.**
The detailed budget summary of Receipts & Payments was noted.
- d) **To receive the forecast to year end.**
The forecast to year end was noted.

25/064 **CORRESPONDENCE.**

- a) **Correspondence received after this agenda was published.**
- i) **Email from Sharkey Forestry requesting feedback on proposals for a woodland creation in Long Clawson.**
The Parish Council supports this proposal.
- b) **Email from a resident regarding a dangerous junction in Harby.**
A resident has reported increasing safety concerns at the junction of Main Street and Colston Lane, Harby. Vehicles are regularly being parked on or near the junction, as well as directly opposite, significantly reducing visibility for drivers and creating a potential hazard. The Clerk has reported direct to Leicestershire

County Council via [Parking enforcement | Leicestershire County Council](#) however due to the lack of parking restrictions, a Penalty Charge Notice cannot be issued. The Police have the appropriate enforcement powers to issue a fixed penalty notice for vehicles deemed to be causing an unnecessary obstruction.

c) **Email from a resident regarding damage to the fencing and gate at Long Clawson cemetery.**

A resident reported damage to the gate and a section of the perimeter fencing and advised that they have carried out a repair to the gate. The Clerk confirmed that a local contractor will reinstate the fence section.

25/065 The next Parish Council meeting will take place on Monday 8th September 2025 at 7.00 p.m. at Valley Christian Centre, Harby.

There being no further business the meeting closed at 9.00 p.m.

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Chair – Clawson, Hose & Harby Parish Council Date



Appeal Decision

Site visit made on 10 June 2025

by **A Berry MTCP (Hons) MRTPI**

an Inspector appointed by the Secretary of State

Decision date: 07 July 2025

Appeal Ref: APP/Y2430/C/24/3343530

Land lying to the north of East End, Long Clawson, Melton Mowbray

- The appeal is made under section 174 of the Town and Country Planning Act 1990 (as amended) ("the 1990 Act").
 - The appeal is made by Mr Daniel Little against an enforcement notice ("EN") issued by Melton Borough Council.
 - The EN was issued on 10 April 2024.
 - The breach of planning control as alleged in the EN is: Without planning permission, the erection of a mobile home in the approximate position marked with a circle on the attached image 'Fig 1'.
 - The requirements of the EN are: The Council requires the removal of the caravan and all existing residents, individuals, and any other persons to cease residency within the mobile home, and for the land to be reinstated to its original form.
 - The period for compliance with the requirements is: No later than Monday 5th August 2024.
 - The appeal is proceeding on the grounds set out in section 174(2)(a) and (d) of the 1990 Act. Since an appeal has been brought on ground (a), an application for planning permission is deemed to have been made under section 177(5) of the Act.
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Decision

1. The EN is quashed.

Background

2. From the information before me and what I witnessed during my site visit, the mobile home is in residential use and comprises a static unit. Adjacent to the mobile home is an outbuilding used for ancillary domestic purposes including cooking and the cleaning/drying of clothes with an attached conservatory. While the gap between the outbuilding/conservatory and the mobile home has been infilled, the materials and method of attachment are rudimentary.
3. The area edged red on the plan attached to the EN encompasses a large parcel of land situated behind 15 to 35A East End. The reasons for issuing the EN state that the land was previously in agricultural use. The Council's appeal statement outlines that the land is being used for the siting of a mobile home, an associated garden area and storage, and lists various structures/buildings that have been erected which, at the time of my site visit, were used for domestic storage purposes and the keeping of chickens.

Matters Concerning the Notice

4. An EN should enable every person who receives a copy to know exactly what, in the Council's view, constitutes the breach of planning control, what steps the Council require to be taken to remedy the breach, and the time for compliance.

<https://www.gov.uk/planning-inspectorate>

5. The EN alleges the erection of a mobile home. However, a mobile home cannot be “erected”, it is sited. Furthermore, the allegation fails to specify what use the caravan is sited for, or that a material change of use of the land has occurred, which is the act of development. Therefore, the EN does not allege something that amounts to development within the statutory definition contained within s55 of the 1990 Act.
6. The Council's appeal statement references ancillary operational development that has taken place on the land, but the alleged breach does not identify any. Furthermore, the reasons for issuing the EN state, *“the Council consider the structure to be both operational development, and a material change of use of the Land”*. However, the operational development and material change of use are not specifically identified in the alleged breach. As such, the appellant did not have the opportunity to appeal based on the proper description of the alleged breach.
7. I could correct the alleged breach to refer to the material change of use of the land for the siting of a mobile home for residential purposes. However, I cannot include the operational development as I do not have a definitive list of what this comprises. In any event, to correct the alleged breach in this manner would broaden the scope of the EN, thereby causing injustice to the appellant.
8. Furthermore, in the absence of a definitive description of the operational development, I could not vary the requirements with certainty. If the varied requirements were then complied with, deemed planning permission would be granted for any missed elements by virtue of s173(11) of the 1990 Act. This would cause injustice to the Council.
9. The EN's requirements seek to remove the caravan (not a mobile home as described in the alleged breach), but they do not seek to cease the material change of use of the land for the siting of the mobile home for residential purposes. Consequently, if the requirements of the EN were complied with, theoretically a mobile home could be returned to the land and inhabited for residential purposes. As such, the EN's requirements would not remedy the alleged breach of planning control.
10. If I varied the requirements to cease the material change of use of the land for the siting of the mobile home for residential purposes, this would be more onerous, thereby causing injustice to the appellant. However, if I did not vary the requirements in this manner, this would prejudice the Council as the EN would under-enforce the alleged breach of planning control.
11. The EN's requirements insist that the land is reinstated to its original form. As previously stated, the land encompasses a large area that, aside from the mobile home, also includes domestic garden, various structures/buildings and the external storage of items. However, the alleged breach solely refers to the mobile home. To reinstate the whole of the land to its original form would go beyond what is needed to remedy the alleged breach.
12. S173(9) of the 1990 Act states that a compliance period must be specified. The word “period” implies a start point and an end point with a period of time in between. The time for compliance within the EN is given as a specific date (which has since expired). However, injustice would not be caused to either party if I were to vary the compliance period, as it is possible to deduce the period of time from the gap between the date the EN took effect and the EN's date of compliance.

Conclusion

13. For the reasons given above, I conclude that the EN does not specify with sufficient clarity the alleged breach of planning control and the steps required to be taken to remedy it.
14. It is not open to me to correct the error in accordance with my powers under section 176(1)(a) of the 1990 Act, since injustice would be caused were I to do so. Therefore, the EN is invalid and will be quashed.
15. In these circumstances, the appeal on the grounds set out in section 174(2)(a) and (d) of the 1990 Act and the application for planning permission deemed to have been made under section 177(5) of the 1990 Act does not fall to be considered.

A Berry
INSPECTOR

Clawson, Hose & Harby Parish Council

Prepared by: S Massey
Name and Role (Clerk/RFO etc)

Date: 01/07/2025

Approved by: _____
Name and Role (RFO/Chair of Finance etc)

Date: _____

A	Bank Reconciliation at 01/07/2025		
	Cash in Hand 01/04/2025		63,337.23
	ADD Receipts 01/04/2025 - 01/07/2025		62,824.95
	SUBTRACT Payments 01/04/2025 - 01/07/2025		126,162.18
	Cash in Hand 01/07/2025 (per Cash Book)		16,339.52
B			109,822.66
	Cash in hand per Bank Statements		
	Unity Trust Bank 101 30/06/2025	82,774.85	
	Unity Trust Bank 091 30/06/2025	27,047.81	
			109,822.66
B	Less unrepresented payments		
			109,822.66
	Plus unrepresented receipts		
	Adjusted Bank Balance		109,822.66
	A = B Checks out OK		

Clawson, Hose & Harby Parish Council

PAYMENTS LIST

This report includes one or more cost centres that have been marked as confidential. This means that only the totals are shown without any further detail.

Vouche Code	Date	Minute	Bank	Cheque No	Description	Supplier	VAT Type	Net	VAT	Total
Staff costs	15/07/2025 - 15/07/2025				Confidential			2,593.57		2,593.57
38 General assets	15/07/2025		Unity Trust Bank 091		MVAS additional bracket set	Westcotec Limited	S	111.50	22.30	133.80
39 Insurance	15/07/2025		Unity Trust Bank 091		Insurance	Clear Councils Insurance	Z	1,598.78		1,598.78
40 General admin	15/07/2025		Unity Trust Bank 091		General administration	Viking Office UK Limited	S	102.82	20.56	123.38
41 Cemetery	02/07/2025		Unity Trust Bank 091		Water charges	Waterplus	Z	1.01		1.01
42 Grounds maint.	15/07/2025		Unity Trust Bank 091		Grounds maintenance	J Wells Contracting	Z	1,117.30		1,117.30
43 Banking	30/07/2025		Unity Trust Bank 091		Bank charges	Unity 091	Z	6.00		6.00
44 Office & IT	15/07/2025		Unity Trust Bank 091		Cloudy IT fees	Cloudy IT	S	99.19	19.84	119.03
45 Memberships	15/07/2025		Unity Trust Bank 091		Institute of Cemetery & Cremal	Institute of Cemetery & Crt	Z	79.00		79.00
46 General admin	15/07/2025		Unity Trust Bank 091		Clerk expenses	Stephanie Massey	Z	85.40		85.40
50 General admin	15/07/2025		Unity Trust Bank 091		Room hire	Long Clawson Village Hall	Z	26.10		26.10
51 Office & IT	15/07/2025		Unity Trust Bank 091		Phoneline+	Spectrum Telecommunicati	S	11.62	2.32	13.94
52 General admin	15/07/2025		Unity Trust Bank 091		Stationery	Viking Office UK Limited	S	121.39	6.88	128.27
Total								5,953.68	71.90	6,025.58