

# WHITEHAVEN TOWN COUNCIL

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Clerk to Whitehaven Town Council & Responsible Financial Officer

Mr. Leslie J Abrahams - Tel. 07536091604

## Summons

On this day **14<sup>th</sup> July 2016** you are duly summoned to attend a Meeting of the Regeneration Committee of **WHITEHAVEN TOWN COUNCIL** which will be held at:

**Venue:** The Civic, Lowther Street, Whitehaven, CA287SH

**Location:** First floor room – (disabled access available)

**Date:** Wednesday, 20<sup>th</sup> July 2016

**Time:** 6.00 PM

To transact the business set out in the agenda attached.

**To:** Members of the Staffing Committee of Whitehaven Town Council.

**Councillors:** Cllr Carla Arrighi - Chair

Cllr Darren Elliot

Cllr Norman Williams

Cllr Gavin McKew

Cllr Jayne Laine

Cllr Jeanette Forster

Cllr Brian O’Kane

Cllr John Kane

Copy to all Councillors for information

# WHITEHAVEN TOWN COUNCIL

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**Signed:**

**Date: 14/07/2016**

**Leslie J Abrahams – Proper Officer & Responsible Financial Officer**

**Note:** Standing Order 4 (d) v requires any Member who is unable to attend to confirm to the Proper Officer (2) days before the meeting that they are unable to attend.

## Attachments:

1. A-7 DRAFT TOR's
2. A-8A Whitehaven Hub information
3. A-8B Rebecca Hanson Report & Data
4. A-9A CBC REPORT
5. DCLG Market Model Bylaws
6. DCLG Market Bye Law Guidance
7. A-9B G Richardson Report
8. A-10 Weed Killing
9. A-16 Crime Prevention Survey Report 2016 for Castle Park
10. A-16 Crime and Anti-Social Behaviour Castle Park

# WHITEHAVEN TOWN COUNCIL

## AGENDA

Item	Detail	Notes
1	<p><b>AGENDA ITEM 1</b>  <b>Apologies for absence</b>                      To receive apologies for absence.</p>	
2	<p><b>AGENDA ITEM 2</b>  <b>Declarations of interest –</b>                      To receive any declarations of pecuniary or other interests in particular matters to be raised at this meeting.</p>	
3	<p><b>AGENDA ITEM 3</b>  <b>Public participation.</b>                      To take representation from the <b>public in respect of business on the agenda.</b>                      Note: This is a platform to answer such representations the chair may respond in accordance with Standing order 3(h). Maximum 15 mins &amp; 3 mins per person.</p>	
4	<p><b>AGENDA ITEM 4</b>  <b>Press and Public Exclusion</b>  <b>A motion to resolve exclusion of the press and public from a closed meeting. (if required)</b>                      In accordance with Public Bodies (Admission to Meetings) Act 1960, s.1 100</p>	
5	<p><b>AGENDA ITEM 5</b>  <b>Minutes of Previous meeting.</b>                      NONE</p>	
6	<p><b>AGENDA ITEM 6</b>                      Appointment of Vice Chair                      To accept nominations from Members  <b>Motion to appoint Vice Chair</b></p>	
7	<p><b>AGENDA ITEM 7</b>  <b>Terms of Reference</b>                      Review of TOR's  <b>Motion to accept and agree amended Terms of reference.</b></p>	
8A	<p><b>AGENDA ITEM 8A</b>  <b>Whitehaven HUB</b></p>	

# WHITEHAVEN TOWN COUNCIL

	<p>Presentation by Sgt M Franks – Cumbria Constabulary</p> <p>Motion to participate in Whitehaven HUB as organised by Cumbria Constabulary.</p>	
8B	<p><b>AGENDA ITEM 8B</b></p> <p>Presentation by Rebecca Hanson</p> <p><b>Authentic Math (see working paper)</b></p> <p>Legal Note: WTC does not have the Power to provide educations assistance however it does have the power to grant funding for this purpose or to accept devolved delegated power within this remit from CCC.</p> <p><b>Motion to accept proposal</b></p>	
9A	<p><b>AGENDA ITEM 9</b></p> <p><b>Presentation from BCB Regeneration on Whitehaven Market Development</b></p> <p>Legal Note: A Parish council has the power to establish a market within its area or acquire an existing market there. The council may provide a market place and necessary buildings. A market established by a council must not interfere with the rights of an already existing market without the consent of the markets proprietor (Food Act 1984 ss50-61). A council may make by laws for the regulation of its markets (Food Act 1984 s.61) . Model byelaws for Markets are published by the DCLG. SEE WORKING PAPERS 7. Crime Prevention Survey Report 2016 for Castle Park 8. Crime and Anti-Social Behaviour Castle Park, Whitehaven</p> <p><b>Motion to review proposals and make a recommendation to FC.</b></p>	
9B	<p><b>AGENDA ITEM 9B</b></p> <p>Gerard Richardson</p> <p><b>Presentation to Committee</b></p> <p>See working Paper</p> <p><b>Motion for REGCOM to assess proposal and recommend to FC</b></p>	
10	<p><b>AGENDA ITEM 10</b></p> <p><b>Weed Killing Town Centre</b></p> <p>Letter to be sent out to all retailers advising of the works and to encourage duty of care of properties and shop fronts.</p> <p><b>Motion to instruct Clerk to send letter</b></p>	
11	<p><b>AGENDA ITEM 11</b></p> <p><b>Working with Schools</b></p> <p><b>Motion to ask schools (Secondary) to build planters for use in town, raw materials funded by TC.</b></p>	

# WHITEHAVEN TOWN COUNCIL

	Motion to recommend to FC	
12	<b>AGENDA ITEM 12</b> Motion to identify responsibilities of the proposed Town Centre Manager Motion to recommend to STACOM	
13	<b>AGENDA ITEM 13</b> Wonderful Whitehaven grant update. Report to committee Motion to actively approach retail sector to assist completion. Motion to recommend to FC	
14	<b>AGENDA ITEM 14</b> Gull Proof Bags update. Report to committee Motion to actively approach retail and private to encourage use. Motion to recommend to FC	
15	<b>AGENDA ITEM 15</b> Castle Park Cleaning Motion to continue cleaning post September 2016	
16	<b>AGENDA ITEM 16</b> Crime statistics - Review Report to be Noted and followed up with Police	
17	<b>AGENDA ITEM 17</b> Promote Whitehaven pamphlet- History of Whitehaven Motion to create draft for review by FC	
18	<b>AGENDA ITEM 18</b> Vulture Club Overview by Cllr Arrighi	
19	<b>Whitehaven Harbour Commissioners</b> Identify responsibilities and cross over Motion to meet and invite to future meeting	
20	<b>AGENDA ITEM 19</b> Any matters Cllr's wish raised at the next meeting	
21	<b>Agenda Item 20</b>	

# WHITEHAVEN TOWN COUNCIL

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	<b>Date and place of Next Meeting</b> To confirm the date and place of the next meeting.	
END		

Terms of Reference

## **Regeneration Committee - Terms of Reference**

### **DRAFT FOR DISCUSSION**

- 1) This committee shall be called the Regeneration Committee
- 2) The Regeneration Committee shall meet monthly on the Tuesday before FC every month
- 3) The purpose of the Regeneration Committee shall be to deal with the following matters;
- 4) To look at the different aspects of Regeneration within Bletchley and Fenny Stratford Town Council Area. Not to define regeneration by geographical areas but by the:
  - **Economic**
  - **Commercial**
  - **Social**
  - **Health**
  - **and Physical Needs of our community**
- 5) The Regeneration Committee may establish working groups from time to time help carry out its work.
  - The Committee shall consist of [x] voting (Councillor) members, elected by Full Council.
  - Quorate : To be set as a minimum one third of the committee currently therefore this is four members.
- 6). To manage the budget for Regeneration within the Whitehaven area and within the remit of this committee
- 7). To actively seek funding for specific regeneration projects from a variety of sources.
- 8). To manage and deploy sufficient resources for projects.
- 9). To monitor the expenditure for town centre regenerations
  - (a) Where feasible propose and project manage regeneration projects within the powers of the Town Council or delegated power of the principle council)
- 10). To annually set a range of priority projects across the regeneration themes.
- 11). To draft project briefs and adopt the policies and procedures previously agreed at FC
- 12). To respond to consultations locally, regionally and nationally that impact on the work of the regeneration committee.
- 13). To ensure that all project work is supported by community consultation and empowers the local community to actively engage in regeneration



Innovative Copeland hub will tackle issues

PRESENTATION BY Sgt M Franks

**An innovative venture to tackle problems in the community is set to open in Whitehaven**

The Copeland Hub will give people the chance to speak face-to-face with representatives from different organisations about a host of problems.

People will be able to report issues of anti-social behaviour, low level criminality and criminal damage.

The hub, to be launched in July, is a joint venture between Copeland police, Copeland Council, housing associations such as Home Group and Cass and voluntary agencies.

It will be based at Whitehaven Police Station, however, access will not be via the traditional station entrance.

Sgt Mitchell Franks, who is involved in the project, says: "This is a joint approach. It's not just the police driving it, it's for housing providers, Copeland Council and voluntary sectors. We all have a future in this."

"It's innovative. We want it to work and we want it to be a success."

He said people will be able to report issues to the different organisations, which will look at how best to tackle the problem quickly.

"They can report a whole range of problems that are quality of life problems. It could be as simple as graffiti or kicking a ball against a gable end."

"The whole point is to react quickly to resolve any issues," he said.

"This is an exciting opportunity for all partners to pool resources and tackle the problems that blight our community and will make a real and long term positive impact upon quality of life issues throughout Copeland," Sgt Franks added.

He said the hub is "wholly supported by both Copeland Council and the office of the Police and Crime Commissioner".

Further information about the venture is set to be released in coming months.

Presentation by Rebecca Hanson

Authentic Math Proposal

## AUTHENTIC MATH

## REBECCA HANSON

This is an opportunity for Whitehaven Town Council to reach every child of junior school age in the Whitehaven wards. WTC does not have the Power to provide educational assistance however it does have the power to grant funding for this purpose or to accept devolved delegated power within this remit from CCC.

13<sup>th</sup> July 2016.

Schools have recently received the results of their year 6 SATs exams which examine the new, much tougher, primary maths curriculum. Across the country there is huge concern as 30% of pupils have not met the expected standard in maths. Results for Whitehaven are not yet known but, given past trends, are likely to be significantly worse than this.

The government has responded (yesterday) by promising that by 2010 one teacher in one-third of primary schools will have received maths teacher training. These teachers will be clustered around the maths hubs. Our nearest maths hub is in St. Helen's. This is not good enough.

Some schools have invested in Authentic Maths training which guarantees every teacher trained will be able to teach every concept on their part of the maths curriculum effectively to all their children. They have been very positive about the impact of this training. Other schools are very keen to buy this training but can't afford to as they've just been hit by substantial budget cuts and are having to sack staff.

The proposal is that Whitehaven Town Council offer to pay for this training (or for schools to buy similar training of their choice) to improve primary maths teaching for all children in Whitehaven. £15,000 would enable every teacher and teaching assistant in Whitehaven to receive training by July 2017. This should have a very positive knock-on effect on secondary maths education in Whitehaven.

School	Courses already taken	Courses still required	Cost (£)
Bransty		EYFS, 1, 2/3, 3/4, 5/6 (5)	1500
Hensingham		EYFS, 1, 2, 3, 4, 5, 6 KS2 TAs (8)	2400
Jericho		EYFS, 1, 2, 3, 4, 5, 6 KS2 TAs (8)	2400
Kells Infants		EYFS, 1, 2 (3)	900
Monkway		3, 4, 5, 6, KS2 TAs (5)	1500
St Beghs Junior	3, 4, 5, 6, KS2 TAs	Whole school consolidation (1)	300
St James' Infants		EYFS, 1, 2 (3)	900
St James Junior	3, 4, 5	6 (1)	300
St Mary's Kells	1, 4	EYFS, 2, 3, 5, 6, KS2 TAs (6)	1800
St Gregory's and St Patrick's		EYFS, 1, 2 (3)	900
Valley		EYFS, 1/2, 3/4, 5/6 (4)	1200
Mayfield		1 custom course (1)	300
Total			14400

A budget of £15000 would allow 2 extra courses for new teachers or teachers who have moved years at the schools which have already completed training (see the courses taken column).

If schools book training directly course prices would vary between £245 and £395. £300 has been used as a standard figure here because it makes the offer so much simpler to calculate, understand and adapt. In 2017 prices will rise

by £100/course to between £345 and £495. The 2016 rate is offered for acceptance by Whitehaven Town Council 31 July 2016 with bookings being confirmed by schools by 21<sup>st</sup> October 2016.

### **The Power to exercise the function grant funding to schools is under Section 137 LGA 1972**

Section 137 of the Local Government Act 1972 (the 1972 Act) enables local councils to spend a limited amount of money for purposes for which they have no other specific statutory expenditure. It is however limited in a number of ways. All community councils in Wales have the power of well-being (see paragraph 20) but expenditure incurred in the exercise of that power is subject to the financial limit in section 137 (see paragraph 14). Although not possible with section 137, expenditure incurred by a community council exercising the power of well-being can be used to benefit an individual. Also section 137 cannot be used by a parish council in England that is eligible to exercise the General Power of Competence except to donate money to certain charities and appeals (section 137(3)).

### **Power to give financial assistance to a public body (state schools)**

The grant is to each school involved and will be drawn down upon training.

Section 137 expenditure can only be incurred on publicity by way of assistance to a public body or voluntary body when it is incidental to the main purpose for which the council is giving financial assistance (section 137(2C)). Expenditure by a council on publishing information regarding the services it provides is also subject to the statutory limit (section 142 of the 1972 Act).

### **Scope & Nature**

The basic power is for a local council to spend money (subject to the statutory limit – see paragraph 14) on purposes for the direct benefit of its area, or part of its area, or all or some of its inhabitants

# Authentic Maths

Every Child a Confident and Creative Mathematician

## Expert in Mathematics Education

- Lectured in Maths Ed. at MMU.
- Supervised PGCE students for the OU.
- Previous successful Head of Secondary Maths.
- MEd (OU Mathematics Education).
- Knows the research (and the researchers)
- Has completed large commissions authoring national mathematics teaching resources.

## Primary CPD Provider

- NCETM trained and accredited.
- Provides 'Year Specialist' training and custom written maths INSET in Cumbria.
- Has provided maths INSET for other companies (now fully independent).
- Knows the 2014 curriculum.
- Works with and from the maths resources you've already got.

Rebecca



Hanson

## Knows Cumbria

- Knows the strengths of our schools and our teachers.
- Knows the challenges our primary schools are facing.
- Understand the professional development needs of our new and experienced teachers.
- Leads CPD which builds from teachers' current skills to help them better meet the needs of our children.

## Policy Expert

- Knows about the new resources available free to schools.
- Knows about the new commercial resources.
- Knows what's good and what's bad and what is and isn't likely to work in different schools.
- Knows many of the people who write national policy and resources.
- Always learning by listening.

Primary heads and numeracy coordinators are warmly invited to ask any questions

**Presentation by CBC**

**Regeneration on Whitehaven Market Development**

Legal Note: A Parish council has the power to establish a market within its area or acquire an existing market there. The council may provide a market place and necessary buildings. A market established by a council must not interfere with the rights of an already existing market without the consent of the markets proprietor (Food Act 1984 ss50-61). A council may make by laws for the regulation of its markets (Food Act 1984 s.61) .

Model byelaws for Markets are published by the DCLG

Paper for Whitehaven Town Council Regeneration Committee on 13<sup>th</sup> July 2016

**Topic: Whitehaven Market Development**

**Report provided by Copeland Borough Council**

**1 Summary and Request**

Copeland Borough Council has a development proposal for Whitehaven Market. The first phase requires external funding to assist with start up costs of £65,000, and a contribution towards operational costs in the first year of £12,450. Whitehaven Town Council is asked to consider its role as a key local stakeholder and consider the request for a grant to assist with these start up costs. This grant if offered would need to run from August 2016 to August 2017.

The plans to move to long term sustainability would be best supported by further external grant from 2017/18 for two key elements: a) annual grant or sponsorship support for an events programme in the market and b) a grant to assist residents, particularly young entrepreneurs wishing to try out their business idea / products through access to a subsidised market stall for a set period of time alongside a small set up grant. Whitehaven Town Council are invited to consider what if any support role they would wish to offer through grant funding towards these development plans for Whitehaven Market at this early stage.

The following paper sets out details in support of these two requests for support.

**2 Background**

2.1 Whitehaven Market Charter sets the framework for our market in the Centre of Whitehaven. The market which operates on Thursday and Saturday has reduced in size over recent years with currently five regular stall holders on both days and a slightly higher number for Saturday. Currently stall holders need to bring their own stalls all of varying condition and sizes. The core framework for the market exists already including the concept of regular and casual stall holders and codes of conduct.

2.2 The Council's new corporate strategy led by the Mayor puts emphasis on town centre regeneration and increasing commercialisation of council services. In line with this the review and potential development of Whitehaven Market has been undertaken in the past six months. This project development period has included active consultation with a range of stakeholders including surveys to understand what changes would get people to come to the market. We now have a proposal of phased development to relaunch and build a stronger brand and product offer at Whitehaven Market.

**3 Proposal**

3.1 The Market in Whitehaven will only survive and grow with a new approach which brings more and a wider variety of stall holders and market types. Using feedback and ideas from Whitehaven Market stakeholders our proposal is based around a monthly cycle for the market with some product elements which may be quarterly, half yearly or annually eg Christmas. Within this programme will be a consistent core of stall holders as exist now which we consider our regular stall holders always with the options for casual stalls. Other elements will be eg monthly local produce and craft, monthly charity and car boot type sales and quarterly continental markets and special foci such as Christmas Market. The intention

being to build up a known programme to encourage different interest shoppers and visitors to the Market throughout the months and year.

- 3.2 Whitehaven Market will provide branded stalls to all stall holders to offer a clear identity and visual consistency. There is a range of four sizes to ensure existing stall holders with large stalls are accommodated along with smaller stalls for craft and casual stall holders. This approach takes learning from successful markets such as Keswick ensuring that visitors and shoppers experience a quality market product with a professional image reflecting positively on the town of Whitehaven. To deliver this the Council will need to purchase new stalls that can be easily put up, taken down and stored locally. Our first phase of development is to provide 30 stalls and we are looking for a local stakeholder to provide a grant to meet the start up cost of purchasing these stalls.
- 3.3 A new layout for the Market has been proposed which has taken into account the feedback and concerns of existing shops within the market area. (See attached proposed layout). This layout does a number of things: firstly, it will ensure that the stalls run down the middle of the market back to back and importantly face outwards towards the shopfronts and ensures shoppers have shops on one side and stalls on the other; and, secondly, it provides the opportunity to zone areas in line with the proposed monthly programme for different activities within the Whitehaven Market encouraging shoppers to move around the market.
- 3.4 The proposed rebranding and relaunch of the market will be supported by a marketing and events campaign. The initial first weekend is currently being planned and prepared for the August Bank Holiday Weekend. It will be financed through Copeland Borough Council resources. This launch event will be Thursday, Friday and Saturday as a special weekend with a continental style element, local crafts and produce alongside regular stall holders and casuals. We will be looking to ensuring events in line with key local events and around national and international days and occasions alongside encouraging music and street entertainment throughout the programme proposed at 3.1. We are looking for funding partners and sponsors for these events particularly in the first year as we develop the Market and understand the commercial and community benefit of this approach and how this best fits with the new branding of the Market.
- 3.5 The Council will manage the market and will re-instate a dedicated Market Manager post for 3 days per week. This postholder will drive the development of the Market in liaison with local stakeholders working closely with the Town Council's new Town Centre Manager. The business plan for the revamped Whitehaven Market sets out this first phase of 30 branded stalls as taking 12-18 months to reach operational viability, not including special event costs. A contribution of 50% of operational costs for at least 12 months from a key stakeholder such as Whitehaven Town Council would offer the Market the needed development time to implement the business plan and marketing plan.
- 3.6 Future phases of development are highlighted within the business case for the Market and this includes two key elements for 2017/18 and 2018/19 which are: a) a market trader support initiative which would provide resources to offer 6 stalls as starter stalls on each Market Day. (The full details for this have yet to be finalised but could include for a focus on young market entrepreneurs through a six month free or subsidised stall with a small set up grant and would require external funding in line with the skills, business set up and employment outcomes for local residents.) and b) additional stalls purchase to extend the new branded market along James Street which is part of the current Market footprint.



Contributions of project grant support for this would need to be made and available for March 2017 to take best advantage of the spring/summer season. Costs are set out below if the Town Council would wish to be a grant funding partner in this future development.

#### 4 Finances

4.1 To deliver this new Whitehaven Market the Council needs help with the start-up costs and some ongoing support to promote and keep local residents and visitors using the market to shop and to sell. The Council can provide quotes for the capital items. The following costs are those we need to find to enable this proposal to develop and relaunch the Market:

##### 4.2 Start Up Costs

a)	Purchase of 30 Stalls	£ 39,000
b)	Marketing for first year	£ 5,000
c)	Storage lease arrangement for first year	£ 3,000
d)	Programme of events to encourage interest and new stall holders for first year	£ 18,000
	<b>Total Start Up Costs Required</b>	<b>£ 65,000</b>

##### 4.3 Operational Costs

We are looking to move to a sustainable operation of this first phase within 12 months but need some grant support during this implementation period for 50% of some of the operational costs, the other 50% coming from income from stall holders. Help is needed with:

	<i>Annual Costs</i>	<i>full year</i>	<i>50%</i>
e)	Market Manager (3 days) (per year)	£17,400	£ 8,700
f)	Cleansing and stall set up and take down	£ 23,000	£ 11,500
	<b>Total Operational help required</b>		<b>£20,200</b>

##### 4.4 Annual Events

**Annual Events Budget is estimated as £18,000** with any additional special events budgeted separately. The option for Whitehaven Town Council could be to sponsor this events budget for any year or a number of years subject to outcomes and review or consider a contribution towards this ongoing cost to ensure a vibrant approach to the market to encourage both shoppers/visitors and stall holders.

##### 4.5 Future Market Development from April 2017

g)	stall holder support for 6 new entrepreneurs per week - (stall fee + set up grant)			
	2017/18	£26,976	2018/19	£27,516

#### 5 Implementation

- 5.1 Once we have obtained the necessary start up costing we are looking to move to implementation of the new branded Whitehaven Market within one to two months.
- 5.2 If Whitehaven Town Council as a key local stakeholder were able to assist through a grant the Council are working to enable the new branded market is launched and 'Open for Business' on the August Bank Holiday Weekend 2016.
- 5.3 The proposed programme of a monthly cycle of activities and market elements will be prepared in August for Autumn and Christmas 2016. Each season programme of events will be developed, booked and marketed in advance.
- 6 Reporting and Stakeholder Relations
  - 6.1 Quarterly performance reports on the market will be made to the Council's Executive in line with our performance management framework and shared with key stakeholders. An operational monthly statistical statement on stall holder numbers can be provided to grant funders.
  - 6.2 We would expect to include in our marketing material recognition of grant support.
- 7 Future Market Development
  - 7.1 We have set up a market advisory group which is open to interested stakeholders and recognise the importance of Whitehaven Town Council engagement with this in helping to continue the development of the Whitehaven Market to a sustainable, well used and professional Market.

*The guidance notes for Model Byelaws Set 10 should be consulted when using these Model Byelaws.*

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MODEL BYELAWS – SET 10

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***[Name of Council]***

**BYELAWS FOR MARKETS**

Byelaws for markets made by *name of Council* under section 60 of the Food Act 1984 with respect to *name, location and description of markets to which the byelaws are to apply*

**INTERPRETATION**

1. In these byelaws:

“the council” means *name of Council*;

“goods” means anything brought into the market place for the purpose of sale;

“market” means the market maintained by the council and known as \_\_\_\_\_ / any market maintained by the council and listed in the Schedule to these byelaws;

“market hours” means the hours on a market day appointed by the council for the holding of a market;

“market day” means a day appointed by the council for the holding of a market;

“market officer” means the person or persons appointed by the council to exercise general management, supervision and control of a market;

“sell” and “sale” include exposing and exposure for sale;

“stall” includes any place or space used or intended to be used for the sale of goods;

“vehicle” means a mechanically propelled vehicle [whether or not] intended or adapted for use on roads but does not include an invalid carriage.

**MARKET DAYS AND HOURS**

2. No person shall sell in a market place any goods other than during market hours.

DCLG (Feb 2013)

### **PREVENTION OF OBSTRUCTION**

3. No person shall bring a vehicle [*insert if required* or a cycle] into the market place during market hours without reasonable excuse.
4. No person in charge of a vehicle shall, during market hours allow it be halted in the market place, or in its immediate approaches, for longer than is reasonably necessary for the loading or unloading of goods.
5. No person shall bring any goods into the market place more than one hour before the market hours begin or allow them to remain there more than one hour after the market hours end.

### **AUTHORITY TO USE SPACE**

6. No person shall occupy any stall or deposit any goods on any stall without the permission of the market officer.
7. No person shall set up or attempt to set up a stall in the market place without the permission of the market officer.
8. Where the council:
  - a. designate any part of the market place for the sale of particular goods or any class of goods, or for sales by auction, and
  - b. display in a conspicuous place a public notice to that effect

no person shall sell goods, or hold sales by auction, except in accordance with the terms of that designation.

### **FOR MAINTAINING CLEANLINESS**

9. Every tenant or occupier of a stall shall:
  - a. ensure that the stall is properly cleansed before and after market hours and as often as may be necessary during those hours;
  - b. ensure that all refuse accumulated in connection with the stall is placed in a receptacle provided or approved by the council for that purpose;
  - c. as often as is necessary, ensure that the contents of the receptacle are removed to an area designated by the council for that purpose.

### **FOR PREVENTION OF SPREAD OF FIRE**

10. No person shall smoke in [*describe enclosed area*].
11. No person shall light a fire in any part of the market place.
12. No person shall keep or sell any explosive or highly flammable substance in the market place.

### **FOR PRESERVATION OF ORDER**

13. No person shall ring any bell or blow any horn or use any other noisy instrument or loudspeaker to attract the attention or custom of any person.
14. No persons shall post or display any bill, placard or poster, other than a description of goods advertised for sale, in any part of the market place except with the permission of the market officer.
15. No person in the market place or in its immediate approaches shall, except by way of sale, distribute or attempt to distribute to the public any printed matter except with the permission of the market officer.

### **USE OF WATER TAPS**

16. Any person who uses a water tap in the market place shall ensure that it is turned off immediately after use.

### **ANIMALS**

17. No person shall bring into or allow to remain in the market any dog or other animal belonging to him or in his charge unless it is attached to a lead, or otherwise kept sufficiently secured, and kept at all times under his control .
18.
  - (a) No tenant or occupier of a stall shall keep any dog or other animal at his stall.
  - (b) Nothing in paragraph (a) above shall prevent a blind, partially sighted or deaf person from keeping with him any guide dog or hearing dog belonging to him or in his charge.

### **LIVESTOCK MARKETS**

19. Any person who brings into the market place any of the animals listed in the first column below and places them in a pen shall ensure that the pen gives each animal a space measuring not less than the product of the corresponding measurements in the second column below:
  - a horse, ox or cow 2.5 metres by 1 metre
  - a calf, mule or ass 1.5 metres by 60 cm
  - a ram, ewe, wether lamb, goat, kid or pig 1.2 metres by 40 cm

20. No person shall enter or remain in any sale ring during the time that it is being used for the sale of any animal otherwise than for the purpose of controlling the animal

21. Every person who brings any animal into any pen in the market place shall ensure that the pen is properly cleansed no more than one hour after the end of the market hours.

22. No person shall without lawful excuse slaughter any animal in the market place or in its immediate approaches.

### **PENALTIES**

23. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

### **REVOCATION**

24. The byelaws for markets made by *insert name of Council that made previous byelaws* on *insert day, month and year* and confirmed on *insert day, month and year* are hereby revoked.

## Model byelaw 10: guidance notes

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## Model byelaw 10: guidance notes

### Byelaws for Markets

1. Section 60 of the Food Act 1984 provides for a local authority who maintain a market to make byelaws for regulating the use of the market place, for preventing nuisances or obstructions, for regulating porters, fixing certain charges and for preventing the spread of fires. As the legislation requires the local authority to consult the fire authority, draft byelaws should be accompanied by confirmation that this has been done.
2. These model byelaws are intended as a guide to local authorities in their preparation of byelaws for regulating the use of their markets.
3. Local authorities may select appropriate items or vary or add to the byelaws to meet their local needs. They should not seal and advertise the byelaws but forward draft byelaws for consideration. It would be helpful to have a brief description or plan of the market and an explanation of the need for any variations to the model.
4. The byelaws should be numbered. Copies of any earlier byelaws that are being revoked should be sent with the new draft byelaws.
5. Draft byelaws and any queries should be addressed to:

Stephen McAllister  
Communities and Local Government  
Byelaws Section  
Local Governance  
Zone 3/J1, Eland House  
Bressenden Place  
London SW1E 5DU

E-mail [Byelaws@communities.gsi.gov.uk](mailto:Byelaws@communities.gsi.gov.uk)

*Updated: 14 January 2013*



Gerard Richardson

Presentation to Committee

300616

Dear Town Council

I had hoped to be able to talk directly to you all at tonight's council meeting but personal circumstances have got in the way. What I wanted to discuss with you before taking it to Copeland Council was the idea that we need to start going direct to retailers ourselves with a view to attracting them to Whitehaven rather than leave it to chance or the meagre efforts of the landlords.

There are always businesses looking to expand regardless of world affairs and now is no different to any other time. Im currently identifying a list of potential retailers to make contact with but to have an impact this needs to be done in an official capacity and I think the town council need to be taking the lead. Im more than happy to be co opted as a volunteer for the time being to lay the groundwork for a direct marketing scheme but it may ultimately be the role of a town centre manager or council officer.

First of all and the reason I hoped to be with you tonight is that I believe this needs unanimous support from yourselves before any other body becomes invited to support it. It needs to go to other bodies because this may also need financial backing and the only money in town at present that could be used for this initially is Nuclear ie a direct grant from the NDA/Sellafield. The Copeland Community fund needs 50% matched funding and the LEP dont seem able to plan their meals right now never mind find a way to support a proper business scheme.

It may need support because the big name retailers usually build a necessity for some sort of business support or bribery to you and I into their plans for new locations. This support is often free rent or a rates holiday (I know that no such thing exists so a rates holiday for a shop means someone else has to pay for them) and if we are going to get serious about bringing big names in the town we need to be able to negotiate with them.

If the town council can support the idea of direct targeting and do so unanimously, I think it will send a strong message to CBC and also to potential funders that this is to be supported.

I've taken ideas to CBC in the past to be stonewalled with statements like 'we are planning a town centre manager and they can do this or we are currently looking at similar plans and we will get back to you.' which is why I'm volunteering to start this project this time if you agree and then if we do end up with another way of handling it the project can be handed over rather than delayed.

To go forward if the council agree I propose the following:

1. Build a target list of potential retailers based on current business information about those planning to expand.
2. Work on a short document/brochure explaining all the sound business reasons for trading in Whitehaven including the new office workers, the developments over the last 3 decades around the marina, the proximity of sellafield and also the new hospital development.
3. Write to all target retailers asking them to visit the town
4. If we get any potential hits, then I propose a small team made up of the council and local business leaders (3 or 4 tops) conduct the meetings and take the matters forward.

I would like to raise @£5k for a top class marketing brochure but also want to be able to go forward knowing there's an underwriter for a possible rents/rates deal or some support per employee which is another potential deal sweetener. This backing doesn't need to be banked but we do need to understand what the support is ie is it £20k, £40k?

Apologies once again for not being able to be with you tonight but I would be really grateful if you could discuss this rather than put it off for another date. I would like to put some momentum behind this at an early stage if the council are minded to support it.

Kind regards

Gerard

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Gerard Richardson MBE

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**Weed Killing Town Centre**

Letter to be sent out to all retailers advising of the works and to encourage duty of care of properties and shop fronts.

## Whitehaven Town Council

## Priority areas for spraying – phase 1

Area code	Street / point of interest	Details	Cost
	Lowther Street from Castle Park to Strand Street	<ul style="list-style-type: none"> <li>Spray both sides of the road including building edges and kerbs</li> <li>Ensure that every side (outside walls) of St Nicholas' gardens are sprayed</li> </ul>	
	Irish Street from Scotch Street junction to Albion Square junction	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Roper Street from Irish Street junction to Market Place	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Queen Street from Duke Street junction to Swingpump Lane junction	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Church Street from Duke Street junction to Roper Street	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	New Street from Duke Street to Lowther Street	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Chapel Street from Lowther Street to Roper Street	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	King Street from Duke Street to Market Place	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Market Place from Strand Street to Irish Street to include James St	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Duke Street from Strand Street to Scotch Street corner	<ul style="list-style-type: none"> <li>Spray both sides of the road including building to pavement edges and kerbs</li> </ul>	
	Whitehaven Civic Hall	<ul style="list-style-type: none"> <li>Spray all sides of the building to the kerb sides, full coverage</li> <li>Use of Glyphosate is possible around trees planted in paved surrounds – avoid contact with tree leaves</li> </ul>	

**Whitehaven**

Castle Park Crime statistics - Review

David Thompson  
Crime Prevention Design Advisor  
Email [david.thompson@cumbria.police.uk](mailto:david.thompson@cumbria.police.uk)  
T 101; Option 2, enter 48662  
My Reference  
Your Reference WA1  
[www.cumbria.police.uk](http://www.cumbria.police.uk)

Area Commander  
Superintendent Gary Slater  
Area Police Headquarters  
Hall Brow  
Workington, Cumbria  
CA14 4AP



cumbriapolice



NOT FOR PUBLICATION

Sergeant Conway  
Police Station  
Scotch Street  
Whitehaven  
Cumbria  
CA28 7NN

## NOT FOR PUBLICATION

9 June 2016

Dear Sergeant Conway,

Re: Crime Prevention Survey

Thank you very much for your request for me to visit Castle Park in Whitehaven for the purpose of offering crime prevention advice in the light of serious and persistent issues of anti-social behaviour by a minority of local young people in the park. I visited Castle Park yesterday morning, assisted by Police Community Support Officer M. Drysedale from Whitehaven Police Station.

The following are my recommendations, based on the information provided by you and your colleagues. While there can never be any guarantees that they will prevent all crime, they do offer an appropriate, realistic and cost effective way forward to reduce the risks of, and opportunities for, crime and anti-social behaviour, to return the park to the enjoyment of legitimate users, and to reduce demand on Police resources.

1. Lack of natural surveillance is often a key feature in the choice of those who behave anti-socially, and it is clear in this case that the offending young people choose an area which is largely out of view, particularly during the summer months when the park is in full leaf. Part of the reason for this is the generally low level of the canopy of the trees. I therefore recommend that this is raised by about 1 metre generally across the park, which would appear to be achievable without having to remove large or heavy branches.
2. Congregating and offensive behaviour around the benches at the side of the pathway near the bandstand is deterring legitimate users from enjoying the park, which in turn further diminishes the natural surveillance those users provide. It is always regrettable to recommend removing an amenity which has the effect of penalising legitimate users, however in this instance I suggest that removal of these benches would at least serve to reduce anti-social congregating on the path. Careful consideration could be given to relocating these benches to other areas of the park if removal was likely to raise objections.

3. The bandstand is perhaps the longest standing contributor to this problem and one officer told me yesterday it had attracted anti-social gathering for many years. Regardless of that it is clearly a feature of the current problem, but I understand is little used for organised public functions. It appears to me that the band stand has simply become a surrogate 'teen shelter' but in the wrong place, and to the detriment of the community. At the time of my visit yesterday it was adorned with the image of a swastika – particularly offensive to most I would suggest, and hardly attractive to visitors. If the bandstand has outlived the purpose for which it was originally erected, and is serving only to encourage criminal behaviour and deter legitimate use, then sadly I have to recommend that serious consideration is given to its removal. This would not necessarily prevent future public functions in the park, which might indeed be better served by more modern temporary structures with more freedom of location in the park.

I am not of the opinion that either CCTV or the installation of lighting at this moment in time are appropriate, realistic or cost effective measures for this particular problem.

I hope you find this information of some help, however if you would like to discuss any of it further please do not hesitate to contact me.

Yours sincerely,

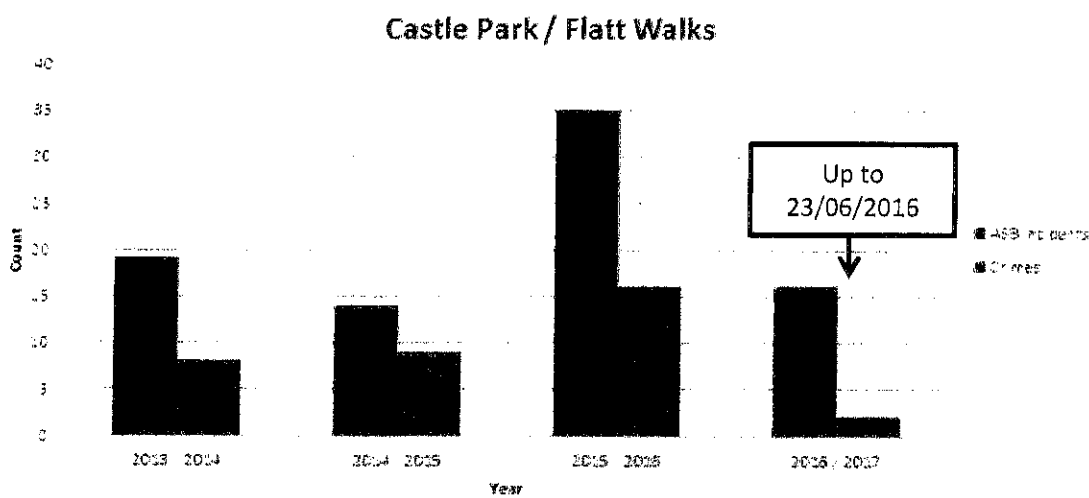
David Thompson  
Crime Prevention Officer



# NOT FOR PUBLICATION

## Crime and Anti-Social Behaviour Castle Park, Whitehaven

All Anti-Social Behaviour and Crime data has been extracted from the Cumbria Constabulary SLEUTH Data Warehouse for the date parameters 01/04/2013 to 23/06/2016. Locations have been based upon the keywords 'Castle Park' and 'Flatt Walks'. Each incident has then been examined to ensure it is linked to Castle Park.



The chart above displays incidents and crimes within the key location by financial year. This shows that crime increased from 9 in the financial year 2014 / 2015 to 16 (+7 crimes / +78%) in the financial year 2015 / 2016. The number of Anti-social behaviour incidents increased from 14 in 2014 / 2015 to 35 in 2015 / 2016 (+21 incidents / +150%). As of 23/06/2016 there have been 16 ASB incidents and 2 crimes recorded in this area and as we are only 3 months into the current financial year it is likely that figures, particularly ASB, will climb further this year.

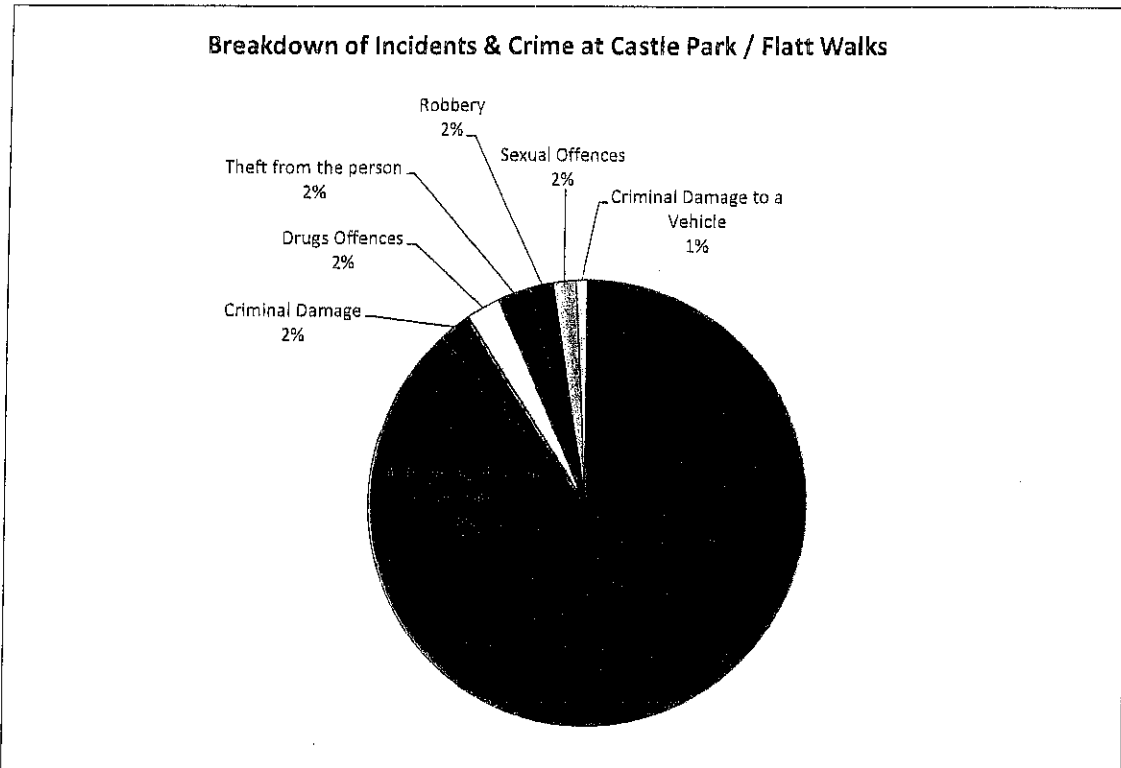
The majority of incidents reported over the given time period were ASB incidents (71%) and Offences against the Person (18%) but there have also been Criminal Damage, Drugs Offences, Sexual Offences, Theft and Robbery in this area – this breakdown is illustrated on the pie chart on page 2.

Some of the issues reported are extremely concerning and include:

- Children that are repeatedly reported as missing from home and deemed at risk of Child Sexual Exploitation being found in the park under the influence of drugs and alcohol
- Large groups of youths who have links to Child Sexual Exploitation, gang culture and gang related violence congregating in the park
- Sexual Assaults on young females aged 14 / 15 years and vulnerable persons being taken advantage of or verbally abused

# NOT FOR PUBLICATION

These are all issues that are deemed strategic policing priorities for the force on the current Control Strategy.



The temporal matrix below shows that Friday evening from 19.00 hours through to midnight is the key time for incidents / crimes to occur, as well as 19.00 on Sunday evening. But it should be noted there are peaks on Tuesday, Thursday, Saturday and Sunday between 17.00 and 20.00 hours.

	12	13	14	15	16	17	18	19	20	21	22	23	0	1	2	3	4	5	6	7	8	9	10	11
MON / TUE																								
TUE / WED								■	■	■														
WED / THU										■														
THU / FRI						■				■														
FRI / SAT								■	■	■	■	■	■	■										
SAT / SUN							■																	
SUN / MON							■																	

KEY: 0 1 2 ■

# WHITEHAVEN TOWN COUNCIL

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DOCUMENT END

• PROMOTION OF EQUALITY & RESPECT FOR OTHERS • OBJECTIVITY & PROPRIETY • SELFLESSNESS  
& STEWARDSHIP • INTEGRITY • DUTY TO UPHOLD THE LAW • ACCOUNTABILITY AND OPENNESS •