

Deed of amendment

This deed is dated 22nd October 2019

AUTHORITIES

- (1) **Denbighshire County Council** of County Hall, Wynnstay Road, Ruthin, Denbighshire;
- (2) **Flintshire County Council** of County Hall, Mold, Flintshire;
- (3) **Wrexham County Borough Council** of The Guildhall, Wrexham.

BACKGROUND

(A) The Authorities have entered into a Joint Committee Agreement dated 1st June 2014 under seal, which governs their relationship and the delegations in respect of a Joint Committee for the Clwydian Range and Dee Valley Area Of Outstanding Natural Beauty. This deed is supplemental to the agreement listed at *Schedule 2*.

(B) The Joint Committee Agreement provides for reviews and variations at any time upon such terms as the Authorities agree, following consultation with the Joint Committee.

(C) The Joint Committee was consulted on the 21st June 2019 and supported the amendments to the original agreement dated 1st June 2014.

OPERATIVE PART

1. AMENDMENT

1.1 With effect from 1st October 2019, the Authorities amend the Deed in the manner set out in *Schedule 1* of this Deed of Amendment.

1.2 The Authorities (following consultation with the Clwydian Range and Dee Valley Area of Outstanding Natural Beauty Joint Committee) agree to the amendments made by this deed.

2. GOVERNING LAW

This deed and any dispute or claim arising out of or in connection with it or its subject matter or formation (including non-contractual disputes or claims) shall be governed by and construed in accordance with the law of England and Wales.

3. JURISDICTION

Each party irrevocably agrees that the courts of England and Wales shall have exclusive jurisdiction to settle

any dispute or claim arising out of or in connection with this deed or its subject matter or formation (including non-contractual disputes or claims).

This document has been executed as a deed and is delivered and takes effect on the date stated at the beginning of it.



**SCHEDULE 1
AMENDMENTS TO THE DEED AND RULES
Part 1
Amendments to the Deed**

1 Clause number 1 Interpretation section

ONB Community Council Meeting is deleted and replaced as follows:

ONB Community Council and Local Member Meeting – A forum of (among others) representatives of the Community Council of each community and Local County, or County Borough Council Ward Members, within the ONB, to consider AONB activities and issues.

PA is defined at clause 1 in the Interpretation as the Data Protection Act 2018

- 2** Clause number 8.7.4 amended to replace 2013/14 with 2019/2020
- 3** Clause 11.1 amended to replace 31st March 2019 with 31st March 2024
- 4** Clause 18.1 deletion of the term Advisory.
- 5** Appendix 1 Standing Orders at paragraph 7 there shall be added a paragraph 7.3 as follows:

In the event of the unavailability of a nominated member of the Joint Committee, either Authority is permitted, by their respective Leader, to nominate a substitute executive member to attend with voting rights; such nomination to be submitted in writing to the Head of Democratic Services of the Host Authority.

Appendix 3

The current diagram is updated and replaced with Schedule 3 to this Deed of Amendment

Appendix 5

The term 'Conference' is replaced with 'Forum'.

Appendix 7

The Joint Committee Budget is replaced with the latest budget and is attached as Schedule 4

Appendix 8

The Full Time posts is reduced by amending 7 to 3; the Part Time posts amending 3 to 2.

SCHEDULE 2

DEEDS

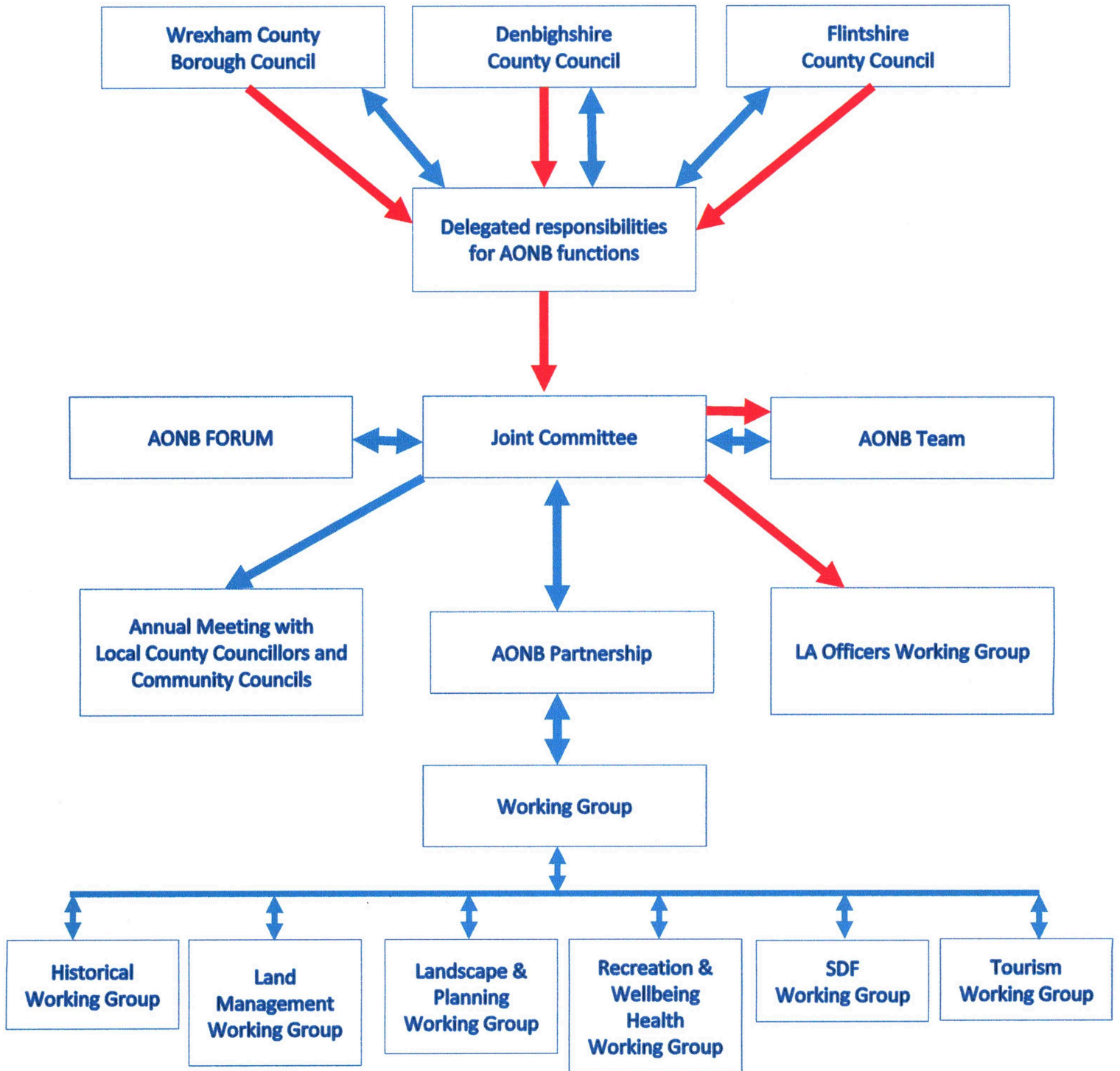
**1. DEEDS AND SUPPLEMENTARY DEEDS RELATING TO THE CLWYDIAN RANGE AND DEE VALLEY
AONB JOINT COMMITTEE AGREEMENT**

1.1 List below:

Joint Committee Agreement dated 1st June 2014

SCHEDULE 3 – Structure

Structure for the Clwydian Range and Dee Valley
ANOB Management and Governance



Colour Key

Delegation

Flow of information

AONB JOINT COMMITTEE PROPOSED BUDGET

	Draft budget 19/20		
TOTAL AONB NET BUDGET	£267,239		
TOTAL EXPENDITURE BUDGET	£460,239		
TOTAL INCOME BUDGET	-£246,000		
NET CENTRAL CORE BUDGET	£84,217		
Expenditure:	£252,717		
Total Employee Costs	£182,961		
Total Vehicle & Travel Costs	£6,000		
Total Other Overhead/Office Expenses	£11,256		
Total professional fees	£2,500		
Total SDF Grants	£50,000		
Income:	-£221,500		
NRW Salary & Project Funding	-£107,000		
SDF Salary Funding	-£5,000		
SDF Grant Funding	-£50,000		
Finance Reserve	-£6,500		
Other Authority Funding:	-£53,000		
Wrexham CBC Funding	-£26,500		
Flintshire CC Funding	-£26,500		
* Included as Net Budget			
Net Core Budget Allocated per Authority - Equal Allocation			
Denbighshire CC		£28,072	
Flintshire CC		£28,072	
Wrexham CBC		£28,072	
NET AREA CORE BUDGET	£183,022		
Expenditure:	£207,522		
Total Employee Costs	£172,392		
Total Vehicle & Travel Costs	£22,700		
Total Other Office Expenses	£3,430		
Total Project/Activity Expenditure	£9,000		
Income:	-£24,500		
NRW Clwyd Forest Partnership Funding	-£19,500		
Finance Reserve	-£5,000		
Area Budget Allocated per Authority - Area %			
Denbighshire CC - 80%		£146,417	
Flintshire CC - 10%		£18,302	
Wrexham CBC - 10%		£18,302	
Joint Committee Funding:	19.20 Actual	Core/Area Apportionment	Variance
Denbighshire CC *	£214,239	£174,490	-£39,749
Flintshire CC	£26,500	£46,375	£19,875
Wrexham CBC	£26,500	£46,375	£19,875

* Note - It is not proposed that DCC will be reducing their annual subsidy based on the Core/Area apportionment

Core apportionment is based on an equal split of core costs, while the Area costs are split as per area of AONB in each authority (80:10:10 split). There is no way you'd win an argument for equal funding. The report commits to trying to achieve a more equitable split (ie that shown above):

Core Staff:

- Howard Sutcliffe
- Karen Weaver
- Tony Hughes
- David Shiel
- Ceri Lloyd

Area Staff:

- Rhun Jones
- Rachel Jones
- Ros Stockdale
- John Morris
- Steven Williams

DCC Countryside Services - AONB Budget

	Draft budgt 19/20
TOTAL AONB NET BUDGET	£214,239
TOTAL EXPENDITURE BUDGET	£460,239
TOTAL INCOME BUDGET	-£246,000
* Total Employee Costs	£356,353
Salary Costs	£355,353
Training	£1,000
* Total Vehicle & Travel Costs	£28,700
Fuel	£3,700
Fleet Vehicles	£18,000
Travelling - Mileage, parking & public transport	£7,000
* Total Overheads	£13,686
Protective Clothing	£2,000
ICT Support/licences etc	£4,932
Mobile Phones	£1,200
Staff Insurance	£1,298
Subscriptions	£3,122
Audit Fees	£1,134
* Total Activity / Grants	£61,500
Site Management	£5,000
Partnerships/events etc	£4,000
Management Plan	£2,500
SDF Grants	£50,000
* Total Income	-£246,000
Natural Resources Wales:	-£126,500
<i>CRDV Partnership</i>	-£107,000
<i>Clwyd Forest Partnership Funding</i>	-£19,500
SDF Salary Funding	-£5,000
SDF Grant Funding	-£50,000
Wrexham CBC Funding	-£26,500
Flintshire CC Funding	-£26,500
Contributions from AONB Reserve	-£11,500

SCHEDULE 4 – Budget

THE COMMON SEAL OF DENBIGHSHIRE COUNTY COUNCIL

was affixed hereunto in the presence of:

J Cordner
.....

Authorised Signatory



THE COMMON SEAL OF FLINTSHIRE COUNTY COUNCIL

was affixed hereunto in the presence of:

CHAIR:

Marion Bateman
.....

Authorised Signatory *ST000*
LEGAL SERVICES MANAGER:



THE COMMON SEAL OF WREXHAM COUNTY BOROUGH COUNCIL

was affixed hereunto in the presence of:

St Wyn Davis
.....

Authorised Signatory



387/19 (b)

END OF DOCUMENT

