

## Bath & North East Somerset Council

MEETING:	<b>Cabinet</b>	
MEETING DATE:	<b>11 January 2012</b>	EXECUTIVE FORWARD PLAN REFERENCE:
		<b>E 2348</b>
TITLE:	<b>Land at Weston Recreation Ground, Weston, Bath</b>	
WARD:	<b>Weston</b>	
<b>AN OPEN PUBLIC ITEM</b>		
<b>List of attachments to this report:</b>		
<b>1. Site Plan</b>		

### **1 THE ISSUE**

1.1 This issue relates to land which is subject to a Trust, where the Council is the Trustee. The authority for discharging the responsibility of a trust is an executive function until or unless it is otherwise delegated. In this instance no such discharge of responsibility exists and accordingly the decision remains a Cabinet function.

1.2 Lovell Partnerships Ltd are renovating the Southlands Estate on behalf of Somer Community Housing Trust – in this connection, an area on the Weston Recreation Ground is required as a site compound for approximately 6 months.

### **2 RECOMMENDATION**

The Cabinet agrees that:

2.1 Lovell Partnerships Ltd are granted a licence to allow them to use this land as a site compound for approximately 6 months.

### **3 FINANCIAL IMPLICATIONS**

2.2 Financial implications – the Council will charge a licence fee and surveyors fees.

The Council will seek to recover all costs.

### **4 CORPORATE PRIORITIES**

- *Building communities where people feel safe and secure*

### **5 THE REPORT**

- a. Weston Recreation Ground is held by Weston Recreation Ground Trust on a 1000 year lease and the Council acts as the Corporate Trustee.
- b. Lovell Partnerships Ltd are renovating the Southlands Estate on behalf of Somer Community Housing Trust – in this connection, a site compound of approximately 200sqms is required. This will be used for the storage of building materials – mainly bricks and blocks, and a licence will be issued by Property Services to regularise the use. The licence fee will benefit the Trust, the surveyors fees will be reimbursed to Property Services.

### **6 RISK MANAGEMENT**

- a. The report author and Lead Cabinet member have fully reviewed the risk assessment related to the issue and recommendations, in compliance with the Council's decision making risk management guidance.

### **7 EQUALITIES**

- a. A proportionate equalities impact assessment has not been carried out as it is not relevant in this particular case.

### **8 RATIONALE**

- a. The recommendation made in section 2 is not detrimental to the Trust and the loss of land is only on a temporary basis. There is also the benefit of the licence fee to the Trust.

### **9 OTHER OPTIONS CONSIDERED**

- a. None.

### **10 CONSULTATION**

- a. *Ward Councillors - Cllr Colin Barrett, Cllr Malcolm Lees, Cllr Caroline Roberts and Lorraine Brinkhurst have been informed of this proposal*

*Cabinet members; Cllr Paul Crossley, Cllr David Bellotti have been consulted over this proposal*

*Section 151 Finance Officer has been consulted*

*Environmental Services, Parks – have been consulted over this proposal.*

b. The consultation was carried out by email.

## 11 ISSUES TO CONSIDER IN REACHING THE DECISION

a. Property. The permission for the temporary use of this land by Lovell Partnerships will facilitate the improvement plans for the Southlands Estate for the benefit of local residents. The subject compound area should not greatly interfere with the use of the Recreation Ground.

## 12 ADVICE SOUGHT

a. The Council's Monitoring Officer (Property Law Manager) and Section 151 Officer (Divisional Director - Finance) have had the opportunity to input to this report and have cleared it for publication.

<b>Contact person</b>	Alison White 01225 396679
<b>Sponsoring Cabinet Member</b>	Councillor David Bellotti
<b>Background papers</b>	None
<b>Please contact the report author if you need to access this report in an alternative format</b>	