

CABINET MEMBER DECISION NOTICE

12 October 2017



The Cabinet Member for Economic Development and Regeneration has taken the following decision:

TRANSFER OF AMENITY LAND AND STRATEGIC OPEN SPACE AT BERRYFIELDS MDA

(a) Decision(s)

To authorise solicitors to act for the Council in the transfer of the amenity land and strategic open space on Berryfields MDA from AVDC (once adopted) to Berryfields Parish Council together with the corresponding commuted sum secured through the Section 106 Agreement for the future maintenance of the land.

(b) Reason(s) for decision(s)

The transfer of the land and funding to the Parish Council is concessionary, but it is in the long term commercial interests of the Council as AVDC will not have to maintain the land.

The Cabinet Member, Chief Executive and Directors have all previously expressed their support for this proposal by way of Delegated Authority, however, this did not provide the necessary authority for HB Law to act for AVDC in this matter.

(c) Alternative options considered

The Council could keep and maintain the Open Space Land themselves, however, this goes against current practice where AVDC no longer adopt land under new developments. When approached by Parish Councils, the Council has been prepared to transfer areas of Public Open Space Land under existing Section 106 Agreements together with a corresponding maintenance sum, for example, land at Fairford Leys and Buckingham Park.

(d) Conflicts of Interest / Dispensation(s)

None.

CALL IN TIMESCALE

Any requests for call in must be received by the Democratic Manager by 5.00 pm on 19 October 2017. The request must be made by the Chairman or any 3 Members of the Environment and Living Scrutiny Committee.

Contact Officer: Craig Saunders (01296) 585043