

## RECORD OF EXECUTIVE DECISION

Monday, 12 March 2012

**Decision No:** (CAB 11/12 7972)

DECISION-MAKER:	CABINET
PORTFOLIO AREA:	RESOURCES, LEISURE AND CULTURE
SUBJECT:	FREEMANTLE COMMON: DISPOSAL OF PROPERTY AND DE-REGISTRATION/EXCHANGE OF COMMON LAND
AUTHOR:	Bronwyn Dunning

### THE DECISION

- (i) To authorise the Head of Legal, HR and Democratic Services to make an application to the Secretary of State for the de-registration and exchange of common land identified on the plan at Appendix 1.
- (ii) To authorise the Head of Legal, HR and Democratic Services to advertise the proposed appropriation of common land proposed to be deregistered and open space at Freemantle Common Road identified on the plan at Appendix 1 for two consecutive weeks in a local newspaper.
- (iii) If no objections are received, and subject to obtaining Secretary of State's consent to the exchange of common land, to authorise the Senior Manager: Property, Procurement and Contract Management to appropriate the required areas of common land and open space for highway purposes.
- (iv) In the event that any objections are received to the proposed appropriation to bring a subsequent report and refer those objections to Cabinet for determination.
- (v) To delegate authority to the Senior Manager: Property, Procurement and Contract Management to approve the preferred tender, agree the terms of the sale and to carry out all ancillary matters to dispose of the site.

### REASONS FOR THE DECISION

To enable the redevelopment of Council land thereby promoting environmental improvements, new housing and delivering a capital receipt.

## **DETAILS OF ANY ALTERNATIVE OPTIONS**

- 1) The former Ridgeway House School & Prospect House could be retained in Council ownership; this would however have a number of disadvantages including:
  - i) Would not generate a Capital Receipt
  - ii) Encourage security risks associated with empty properties once the buildings have been vacated
  - iii) There are no Council requirements for Ridgeway House School and the current services provided at Prospect House are being relocated elsewhere.

There are therefore no requirements for the retention of either of these buildings.

- 2) Market the site without appropriating the relevant areas of public open space and without obtaining consent for the de-registration and exchange of common land. This option is not recommended as highway improvements are required to enable development of the site. Without being able to carry out these improvements, the sites could only be sold on the basis of their existing uses resulting in a significantly reduced capital receipt.
- 3) Market the site without carrying out the highway improvements along Freemantle Common Road. This would however prejudice any development on the site significantly reducing the level of Capital receipt.

## **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

## **CONFLICTS OF INTEREST**

None

**CONFIRMED AS A TRUE RECORD**

We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision.

Date:  
12 March 2011

Decision Maker:  
The Cabinet

Proper Officer:  
Judy Cordell

**SCRUTINY**

Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny "Call-In" provisions.

Call-In Period expires on

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*