

## **BRECKLAND COUNCIL**

### **Report of Mark Kiddle-Morris, the Executive Member for Economic and Commercial to the CABINET – 5 April 2011**

#### **TRANSFER OF PLAY AREAS**

##### **1. Purpose of Report**

- 1.1 This report seeks approval for the release of £80,961.33 to transfer three Breckland equipped play areas to Attleborough Town Council.

##### **2. Recommendations**

It is recommended that the Cabinet:

- 2.1 approve the release of £80,961.33 to transfer three Breckland equipped play areas to Attleborough Town Council.

**Note:** In preparing this report, due regard has been had to equality of opportunity, human rights, prevention of crime and disorder, environmental and risk management considerations as appropriate. Relevant officers have been consulted in relation to any legal, financial or human resources implications and comments received are reflected in the report.

##### **3. Information, Issues and Options**

###### **3.1 Background**

- 3.1.1 The principle of this project was approved in 2001 whereby Breckland Cabinet Members adopted the following policies in respect of play areas:

1. the Council will offer to transfer ownership of any area designated open space or play area that is of no strategic significance to Breckland Council to the Town or Parish Council in which the site is located.
2. the Council will make available to the Town or Parish Council any commuted sum associated with any land transfer to their ownership.

###### **3.2 Issues**

- 3.2.1 Breckland Council has been in discussion with Attleborough Town Council to support the Council's objective to transfer the equipped play areas to the Town

- 3.2.2 Following a meeting this month with representatives of Attleborough Town Council to discuss any outstanding issues, it was agreed by both parties that subject to Cabinet's approval to the release of monies that our respective legal representative(s) be instructed to undertake the transfer of the three equipped play areas in Attleborough, namely:

1. Norfolk Drive;
2. Cygnet Close; and
3. Lomond Road.

- 3.2.3 It is proposed that Breckland are to pay a one off sum of £80,961.33 to Attleborough Town Council for future maintenance upon completion of the transfer(s).

3.2.4 Breckland continues to negotiate the transfer of equipped play areas to the remaining two Towns, Dereham Town Council and Watton Town Council.

### 3.3 Options

3.3.1 Approve the release of £80,961.33.

3.3.2 Not to approve the release of £80,961.33.

### 3.4 Reasons for Recommendations

3.4.1 To ensure the facilities in these play areas are kept to a standard acceptable by Attleborough Town Council and the facilities available could be changed in response to the town appraisals.

## 4. Risk and Financial Implications

### 4.1 Risk

4.1.1 I have completed the Risk Management questionnaire and can confirm that risk has been given careful consideration, and that there are no significant risks identified associated with the information in this report.

### 4.2 Financial

4.2.1 Proforma B attached.

## 5. Legal Implications

5.1 There are no specific legal issues that require special comment here.

## 6. Other Implications

- a) Equalities – no, implicit within process.
- b) Section 17, Crime and Disorder Act 1998 – implicit within process.
- c) Section 40, Natural Environmental and Rural Communities Act 2006 – implicit within process.
- d) Human Resources – none.
- e) Human Rights – implicit within process.

## 7. Alignment to Council Priorities

- 7.1 The matter raised in this report falls within the following council aims and associated priority::
- Building Safer and Stronger Communities – promote a sense of community belonging and pride.

## 8. Wards/Communities Affected

8.1 Queens

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Key Decision Status

This is not a key decision.

Appendices attached to this report:

*Pro forma B*