

Nottingham City Council Delegated Decision



Reference Number:	3520
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Department:	Development and Growth
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Subject:	Letting of ground floor changing rooms and other facilities in the Harvey Hadden Sports Village pavillion building
Total Value:	Exempt (Type: Revenue)
Decision Being Taken:	To lease the ground floor changing rooms and other facilities within the Harvey Hadden Sports Village pavilion building to Bilborough Town Football Club, who are registered as a charter standard community football club with the Nottinghamshire FA.
Reasons for the Decision(s)	<p>Nottingham City Council are the freehold owners of the site known as Harvey Hidden Sports Village. The site underwent a £18,000,000 refurbishment in 2015 to improve its facilities. However, a pavilion adjacent to the stadium was not part of the refurbishment. Bilborough Town Football Club (BTFC) has approached the Council with a view to investing in the pavilion to provide changing facilities, to then use the pitch with the stadium for their home league games and the outer pitches to provide training for grassroots youth football teams. The use of these pitches will be managed by the Parks & Open Spaces Team through their sports pitch booking procedure. The improved changing facilities will allow the club to progress from Step 7 to Step 6 of the national football league structure.</p> <p>To enable BTFC to seek funding to carry out the improvement works, a 40-year fixed-term lease is proposed. BTFC will undertake a scheme of refurbishment to the premises at their own cost, improving changing facilities in accordance with plans previously approved by the landlord. BTFC will take on all risks and manage all aspects of the refurbishment scheme, including the relevant design and building regulations and all other Health & Safety aspects. The Council will be able to use the refurbished pavilion for other sports bookings.</p>
Other Options Considered:	The option of not granting the proposed lease has been considered and rejected. The Council do not have the available funds to invest in the improvement work, which means the football club would not be in a position to progress to Step 6 of the national league structure.

Background Papers: None

Published Works: None

Affected Wards: Bulwell, Bulwell Forest

Colleague / Councillor Interests: None

Any Information Exempt from publication: Yes

Exempt Information:

Description of what is exempt: The Heads of Terms, legal advice and a financial report.

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

1 - Information relating to any individual	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because disclosure of this information would breach data protection rules.
2 - Information which is likely to reveal the identity of an individual	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because disclosure of this information would breach data protection rules.
3 - Information relating to the financial or business affairs of any particular person (including the authority holding that information).	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it may prejudice other similar financial agreements that the Council may enter into if the details were disclosed publicly.
5 - Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.	The public interest in maintaining the exemption outweighs the public interest in disclosing the information because it contains confidential legal advice in respect of the proposed transaction and disclosure could prejudice the Council's position.

Documents exempt from publication:	exempt legal appendix for Harvey Hadden Stadium 30.4.2019.docx, 2019.04.08 Heads of Term Bilborough FC v3.2.docx, exempt Harvey Hadden Sports Village finance comments.docx
Consultations:	Those not consulted are not directly affected by the decision.
Crime and Disorder Implications:	There are no Crime and Disorder implications relating to this decision.
Equality:	EIA not required. Reasons: This is not a new or changing policy, service or function. The decision adheres to all Council Equality policies.
Relates to Council Property Assets:	Yes
Decision Type:	Portfolio Holder
Subject to Call In:	Yes
Call In Expiry date:	16/05/2019
Advice Sought:	Legal, Finance, Property
Legal Advice:	This advice is exempt from publication and is contained within an exempt appendix. Advice provided by Mick Suggett (Team leader: Conveyancing) on 30/04/2019.
Finance Advice:	This advice is exempt from publication and is contained within an exempt appendix. Advice provided by Maria Balchin (Finance Analyst) on 02/05/2019.
Property Advice:	Property has advised the Decision Author in regard to this matter and has produced the Heads of Terms that the decision is based upon. We will continue to support as the project progresses and issues arise. Advice provided by John West (Estates Surveyor) on 26/04/2019.
Signatures	David Trimble (Portfolio Holder for Leisure and Localities) SIGNED and Dated: 09/05/2019

Andy Vaughan (Corporate Director Commercial and Operations)

SIGNED and Dated: 08/05/2019