

**RECORD OF EXECUTIVE DECISION**

**TITLE OF THE DECISION :- TRANSFER OF PUBLIC OPEN SPACE LAND AT COCKAYNES LANE ALRESFORD, COLCHESTER**

Date	Decision Maker	Decision	Reason(s) for Decision	Alternative Options Considered	Conflicts of Interest Declared <small>(and Dispensations granted by the Monitoring Officer)</small>	Consultation with relevant Ward Member(s)  Yes/No	Subject to Call-in?  Yes/No
September 2024	<p><b>Portfolio Holder for Corporate Governance</b></p> <p><b>Portfolio Holder for Leisure and Public Realm and Public Spaces</b></p> <p><b>Portfolio Holder for Assets</b></p>	<p>Note the content of this report and agree:</p> <p>(a) Upon no objection being raised by the Developer/Owner that the Open Space Land as referred to, be transferred to Alresford Parish Council, on the condition that they hold the land as a recreational facility for all members of the public to use at all times without exclusion, cost or hindrance;</p> <p>(b) consent to the transfer of the Open Space Land directly from the Developer to the Parish Council, in accordance with the intention as set out in Schedule 3 of the Section 106 Agreement, relating to the Planning Application, with the Council being a party to the transfer providing such consent;</p> <p>(c) the authorisation of the Contributions held by the Council to be transferred to the Parish Council on the date of the transfer of the Open Space Land for the specific purposes of maintaining the Open Space and the Open Space Play Equipment and;</p> <p>(d) Officers undertake the necessary administrative functions and activities to facilitate and complete the transfer of the land as proposed and to forward the Contributions to the Parish Council on the</p>	<p>To reduce cost and resource factors by transferring the land direct from the developer to the Parish Council.</p>	<p>Not Accepting the transfer land – not proposed.</p> <p>Continuing with the transfer via TDC as the agreemends – not proposed.</p> <p>Completing the transfer direct to the PC - proposed</p>	<p>None</p>	<p>Yes</p>	<p>Yes</p>

		date of the transfer in accordance with the Council's accounting practices.					
<b>URGENT DECISIONS ONLY (If non-urgent go to "Agreement to Decision" below):-</b>							
<b>GENERAL EXCEPTION APPLIES?</b> (Rule 14 Access to Information Procedure Rules)	YES/NO	If yes, has at least 5 clear days notice been given to the Chairman of the relevant overview and scrutiny committee?				YES/NO	
<b>SPECIAL URGENCY APPLIES?</b> (Rule 15 Access to Information Procedure Rules)	YES/NO	If yes, has the Chairman of the relevant overview and scrutiny committee's consent been obtained?				YES/NO	
<b>EXEMPTION FROM CALL-IN APPLIES?</b> (Rule 18i Overview and Scrutiny Procedure Rules)	YES/NO	If yes, has the Chairman of the relevant overview and scrutiny committee's consent been obtained?				YES/NO	
<b>URGENT &amp; OUTSIDE BUDGET OR POLICY FRAMEWORK?</b> (Rule 6 Budget and Policy Framework Procedure Rules)	YES/NO	If yes, why is it not practical to convene a quorate meeting of full Council?					
		If yes, has the Chairman of the relevant overview and scrutiny committee's consent been obtained?				YES/NO	
<b>AGREEMENT TO DECISION:-</b>							
Signed:-  <i>...Original signed by the Leader.....</i> Decision Maker <b>Leader of the Council; Portfolio Holder for Finance &amp; Governance</b>		Date:-  .....04 October 2024.....		Delegated Power Reference (in Part 3 of the Constitution):-  .....3:31.....			
Signed:-  <i>...Original authorised by the Portfolio Holder....</i> Decision Maker <b>Portfolio Holder for Leisure and Public Realm</b>		.....23 September 2024.....		.....3:38.....			
Signed:-  <i>...Original authorised by the Portfolio Holder....</i> Decision Maker <b>Portfolio Holder for Assets</b>		.....24 September 2024.....		.....3:33.....			

**Original signed copy to be retained by Service.**  
**Electronic copy to be sent to [democraticservices@tendringdc.gov.uk](mailto:democraticservices@tendringdc.gov.uk) for publication.**