

Record of Decisions

Nomination to list Breakwater Car Park, Berry Head Road, Brixham TQ5 9AF as an Asset of Community Value

Decision Taker

Cabinet on 14 May 2024.

Decision

That Breakwater car park be designated as an Asset of Community Value.

Reason for the Decision

If a community group nominates land or buildings that meet the definition of an Asset of Community Value, and a valid nomination is made, then the local authority must include the asset on its list of Assets of Community Value.

Implementation

The decision in respect of the nomination to list Breakwater Car Park, Berry Head Road, Brixham as an Asset of Community Value will come into force immediately as the decision maker has decided that any delay likely to be caused by the call-in process would prejudice the public's and the Council's interest. The Overview and Scrutiny Co-ordinator was consulted on 26 April 2024.

Information

The Council has received a nomination to list Breakwater Car Park as an Asset of Community Value. The Asset of Community Value regime provides communities a right to identify a building or other land that they deem to be of importance to their community's social wellbeing.

To be listed, the land must be nominated by an organisation with a local connection. This application has been made by an unincorporated group of 21 Torbay residents known as the 'Breakwater Beach Community Group' and must be determined by the Cabinet in accordance with the requirements of the Localism Act 2011 and the Assets of Community Value (England) Regulations 2012.

The nomination has been assessed by Officers who recommend approval of the application and the designation of Breakwater car park as an Asset of Community Value.

At the meeting Councillor Jackie Thomas proposed and Councillor Billings seconded a motion that was approved unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

The alternative option would have been to refuse the application; in which case written reasons for refusal would need to be provided to the applicant.

Is this a Key Decision?

No

Does the call-in procedure apply?

No

Declarations of interest (including details of any relevant dispensations issued by the Standards Committee)

None

Published

17 May 2024

Signed: _____ Date: _____
Leader of Torbay Council on behalf of the Cabinet