

Record of Decisions

Listing of the whole of Parkfield as an Asset of Community Value

Decision Taker

Cabinet on 18 January 2022.

Decision

- i) That the decision of the Cabinet on 16 November 2021, (as set out in Minute 277/11/21) be rescinded; and that the nomination to list the following parts of Parkfield Estate registered under title numbers DN127384 and DN311422 in the Council's list of assets of community value be approved:

- BMX Track
- Skatepark
- MyPlace
- Parkfield House Stable Block
- Parkfield House grounds
- Community Woods

as there is established community use; and

- ii) that the nomination to list the following parts of Parkfield Estate in the Council's list of assets of community value be refused:

- Parkfield House
- Ranger Stores

as there is no established community use.

Reason for the Decision

Following receipt of a community nomination for land to be listed as an ACV, a local authority must reach a decision whether or not to list nominated land within eight weeks of receiving the nomination.

Implementation

This decision will come into force and may be implemented on 1 February 2022 unless the call-in procedure is triggered (as set out in the Standing Orders in relation to Overview and Scrutiny).

Information

Part of Parkfield was listed as an Asset of Community Value on 30 September 2016. That listing did not include Parkfield House and grounds or the Community Woods.

That listing expired on the 29 September 2021. A nomination to relist the whole of Parkfield, including Parkfield House and grounds and the Community Woods, has been received from the Paignton Town Centre and Preston Community Partnership and must be determined in accordance with the requirements of the Localism Act 2011 and the Assets of Community

Value (England) Regulations 2012 and with reference to the supporting information provided within the nomination.

This report and nomination was presented to Cabinet again because the decision made on 16 November 2021, was determined on the basis that the relisting should be the same as that previously approved in 2016. However, having sought clarification from the applicant, they would now like to revise their nomination to include the whole of the site.

In light of the clarification from the applicants, the Council has reviewed the nomination. Each part of Parkfield Estate has been reviewed to determine if the criteria set out in section 88 Localism Act 2011 has been fulfilled.

At the meeting Councillor Carter proposed and Councillor Cowell seconded a motion that was agreed unanimously by the Cabinet, as set out above.

Alternative Options considered and rejected at the time of the decision

Having received a valid nomination, the only other option would be to refuse to list the asset as an Asset of Community Value. However, given the previous partial listing of the property and the continued uses it is recommended that part of the property is listed as an Asset of Community Value.

Is this a Key Decision?

No

Does the call-in procedure apply?

Yes

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

None.

Published

24 January 2022

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