



HARTLEPOOL BOROUGH COUNCIL

OFFICER DECISION RECORD

Department:	Resources, Development and Legal
Division:	Resources and Development (Development and Growth) Estates and Asset Management Section
Date of Decision / Issue of Licence:	11 th May 2021
Officer Making Decision:	Denise McGuckin (Managing Director)
Subject / Description and Reason for Decision:	<p>Land at St John Vianney RC Primary School King Oswy Drive Hartlepool.</p> <p>It has recently come to light that part of the car park at St John Vianney School is within the Council's ownership. As a church school all the remaining school buildings, playground areas and car parks are owned by the diocese. Under the provisions of the School Standards and Frameworks Act 1997 developed land must be transferred to the governing body, in this case the RC Diocese of Hexham and Newcastle.</p> <p>In addition under the legislation the Council has to pay the diocese's reasonable legal costs incurred in the transfer. It is considered that these should be no more than £900.</p> <p>It is therefore proposed to transfer the land shown verged red on the plan below on the following terms:</p> <ol style="list-style-type: none">1. Transferee: The Roman Catholic Diocese of Hexham and Newcastle.2. Interest to be transferred: Freehold with vacant possession.3. Consideration: Nil4. Legal costs: The Council to pay the Diocese' reasonable legal costs incurred in the transaction up to a maximum of £900 plus VAT.

ODR No.: 21/43

Type of Decision: Non Key
If Key, Forward Plan entry number:

Nature of Delegation Being Exercised: Committee Delegated Authority

In accordance with paragraph 4.2 of the Delegation Scheme set out at Part 3 of the Constitution the Managing Director is authorised to exercise any of those functions delegated to the Directors and hereby exercises the delegation as set out below:

DRN7	Power to approve land and property disposals, leases, lettings, licences, wayleases, easements, undertaking and concluding rent reviews, lease renewals and the release and amendments of restrictions, covenants and other land and property matters within prescribed thresholds as set out in the Finance and Policy committee arrangements.
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Alternative Options Considered and Rejected: None. The transfer and its terms are laid down in statute.

Any Declared Register of Interest: No If yes specify

OFFICER WITH THE DELEGATION

NAME _____

Denise McGuckin

POSITION: Managing Director

DATE: 11th May 2021

Plan

