

ESSENTIAL REFERENCE PAPER 'A'

IMPLICATIONS/CONSULTATIONS

Contribution to the Council's Corporate Priorities/ Objectives (delete as appropriate):	Priority 1 – Improve the health and wellbeing of our communities Priority 2 – Enhance the quality of people's lives
Consultation:	Internal consultation has been carried out with, Legal Services, Asset Management, Property and Finance. There is no requirement from Fields In Trust to consult with residents. Neither park will be affected operationally or visually on site. Policy and Implementation and Corporate Property Services confirm there are no planning or property issues in relation to this dedication. A land search confirms there are there no restrictions or planning applications outstanding on the land.
Legal:	There are no statutory requirements arising from the proposals. The status of the Hartham Common has been such that it enjoys the protection of the Council as one of its most important and popular open spaces. This agreement does not impede on its development as a sports and recreation ground but does offer further protection to it from inappropriate development in the future. The excluded area will be developed as previously reported to improve the leisure centre and play area. There was an option to use a Charitable Deeds of Dedication but this can involve burden on the Authority. Fields In Trust advise that the vast majority of sites proceed on a non-charitable deed. Having given this due regard the non-charitable draft deed has been prepared.

	<p>The Council's Common Seal will be applied to the deed of dedication document by Legal Services pending this Member approval. The stamp will be accompanied by an Authorised Signatory. Member signatures are not required on the document.</p> <p>Investigation finds that Farm Close park has no legal constraints that could conflict with the protection that this deed of dedication will offer.</p> <p>Property Services confirmed the final constraints on the accompanying maps marking the red line boundaries.</p>
Financial:	There are no financial implications. Finance confirmed the current budget for Hartham Leisure Centre is £8.746M.
Human Resource:	The careful and flexible deployment of staff across the department whilst working with partners and the community continues to provide sufficient resources to deliver the aspired outcomes of the Hartham Common five year management plan and the routine maintenance of Farm Close. This deed of dedication does not commit the Council to any specific development or human resource input.
Risk Management:	There are no significant risks associated with this proposal.
Health and wellbeing – issues and impacts:	There are no significant risks associated with this proposal.
Equality, diversity and human rights considerations, and whether Equality Impact Assessment required:	There are no significant implications relating to the Human Rights Act regarding Equality and Diversity. An Equality Impact Assessment is not required.

Environmental Sustainability	Protection of both parks to prevent inappropriate development will contribute to the continued provision of trees and habitats to support environmental sustainability.
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