

OFFICER / CABINET MEMBER DECISION REPORT FORM

(NB. all decisions should comply with Article 13.2 of the constitution)

1. Decision made

That the 'objection received' in relation to the S123 Notice on Beeches Playing Field is not specifically in relation to the disposal of Public Open Space, but a concern relating to potential commercial competition.

The Council intends to continue to engage with any businesses expressing concern and consider any evidence presented in regards to an impact on them. We should not lose sight that these opportunities are providing other businesses a lifeline, and the best possible outcome would be for these businesses to co-exist.

This decision has been considered in accordance with the 16th February 2021 Cabinet paper mentioned below, with the Lead Cabinet Member for Finance and Assets and the Boroughs Solicitor.

2. Identity of the Decision Maker

Paul Jones – executive director Finance and Assets

3. Date of Decision

24/02/2021

4. Reasons for Decision

The objection received was not specifically an objection in relation to the disposal of open space.

5. Alternative options considered and rejected

None applicable

6. Background documents

Kiosk opportunities – Consideration of objections 16th February 2021
<https://democracy.cheltenham.gov.uk/ieListDocuments.aspx?CId=166&MId=3196&Ver=4>

7. Any Consultation undertaken

Yes, as part of the 16th February Cabinet Paper 2021 and the 22nd December 2020. This consultation consisted of: contacting ward members and where they responded they were in support, parish councils and where they responded they were in support, Friends of Groups where they existed they responded in support, Asset Management Working Group, were in support but were keen to secure local traders, two cabinet papers, which showed unanimous support, Parks and green spaces were championing this offer and they also contacted local sports groups who were known to use the fields and where they responded about the kiosk opportunity they were in support. We also advertised the opportunity widely on social media and on our webpage and we advertise the S123 Notice in local papers for two consecutive weeks. We have received over 800 responses from members of the public which were overwhelming in support (however these did tend to focus on the Hatherley opportunity).

8. Results of consultation (where undertaken)

Positive and in support of the disposal of public open space for a trial period at Beeches Playing field, of upto 9 months.

9. Any Conflict of Interest declared by an Executive Member who is consulted on the decision

none

10. Dispensation

Was a dispensation given by the Head of Paid Service (Chief Executive) to Cabinet Members to participate in consultation on officer (or Cabinet Member) executive decisions where they have a conflict of interest in respect of any declaration of interest listed at 9 ?

Yes

N/A

Date of dispensation

11. Supporting Report

<https://democracy.cheltenham.gov.uk/ieListDocuments.aspx?CId=166&MIId=3196&Ver=4>

Final report attached ?

Yes

No

12. Confidential or Exempt Information

Confidential or Exempt information ?

Yes

No

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Name of document(s) which are confidential or exempt...



Signature.....

Date.....25/02/2021.....