

**To:** City Executive Board  
**Date:** 17 April 2018  
**Report of:** Interim Director of Major Projects  
**Title of Report:** Disposal of Crescent Road Kickabout

<b>Summary and recommendations</b>	
<b>Purpose of report:</b>	To approve the disposal of the Crescent Road Kickabout
<b>Key decision:</b>	Yes
<b>Executive Board Member:</b>	Councillor Ed Turner Board member for Finance and Asset Management
<b>Corporate Priority:</b>	A Vibrant and Sustainable Economy An Efficient and Effective Council
<b>Policy Framework:</b>	None.
<b>Recommendations: That the City Executive Board resolves to:</b>	
1.	<b>Approve</b> the disposal of the Kickabout under the terms as set out in the confidential appendix and that the Interim Director of Major Projects be delegated authority to vary those terms on condition that the revised terms continue to represent the best consideration reasonably obtainable; and
2.	<b>Delegate</b> to the Interim Director of Major Projects the consideration of any objections received in response to the public notices relating to the disposal.
<b>Appendices</b>	
Appendix 1	Site Plan
Appendix 2	Not for Publication Appendix – sensitive and financial information
Appendix 3	Report and Minutes of Cowley Area Committee held on 3 October 2007
Appendix 4	Report and Minutes of Cowley Area Committee held on 2 December 2009
Appendix 5	Report and Minutes of Cowley Area Committee held on 3 March 2009
Appendix 6	Risk Register

## **Introduction and background**

1. The Kickabout was built by Oxford Brookes when the Crescent Halls were constructed. The site is shown on the attached plan at Appendix 1.
2. The planning consent for these Halls required, under the Section 106 Agreement dated 8 October 1990, that the Kickabout be constructed and the freehold be transferred to the City Council for the sum of £1. This transfer to the City Council was dated 14 May 1997.
3. Concerns from local residents led to the site being discussed at the Cowley Area Committee meeting on 3 October 2007 (Appendix 3) with the recommendation that the options to sell the site be explored along with the facility being relocated to another site.
4. A further paper dated 2 December 2009 (Appendix 4) to the same committee recommended that the site be disposed of to Oxford Brookes University. A further committee report was submitted on 3 March 2010 which is attached as Appendix 5.
5. At that stage terms could not be agreed with Oxford Brookes University but the dialogue has continued and terms for a disposal to them have now been agreed, the detail of which is set out in Not for Publication Appendix 2
6. The close proximity of the facility to housing and the access means that if this land continues to be used as a sports facility then it is likely that the issues highlighted in appendix 3 would continue to happen.
7. As part of the planning process, requirement for any contribution towards local leisure facilities will need to be considered

## **Consultation and communications**

8. The site will be advertised for disposal in the Oxford Times for two consecutive weeks as detailed in paragraph 10 below

## **Financial implications**

9. A capital receipt will be received as indicated in the Not for Publication Appendix 2

## **Legal issues**

10. The Council's powers to dispose of land comprised within the General Fund are contained in Section 123 of the Local Government Act 1972 and, unless the Secretary of State's consent has been obtained, must be for best consideration. Furthermore, as this land is still used for public recreation and constitutes open space as defined by section 270 of the Local Government Act 1972 and s336 of the Town and Country Planning Act 1990, any proposed disposal will need to be advertised for two consecutive weeks in the local press and any objections received must then be considered by the Council pursuant to section 123(2A) of the 1972 Act.

## **Level of risk**

11. Risk register attached as appendix 6

## **Equalities impact**

12. As a land transaction there is no equalities impact

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**Background Papers:** None

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