

Proposed Lease of Changing Pavilion and adjacent land at Victory Park, Girvan, KA26 9DH

Consultation on proposed lease of changing pavilion and adjacent land

Your Postcode:

KA26 9DH

Comments:

I wish to object to the clearly unfair clause in the proposed disposal of Common Good land at Victory Park, Girvan. South Ayrshire Council (SAC) in my opinion are performing nothing more than a land grab at the end of the proposed 20-year extension for the pavilion. After 2 extensions to the lease in previous years, why do SAC now propose to take ownership of the land and in effect, disposing of it to themselves? Surely SAC should be paying money into the Common Good fund if they are proposing to take assets from it.

For clarity, I object to the inclusion of the clause allowing SAC to take the land out of the Common Good and take it for themselves and no other aspect of the proposal

If this clause were removed, I would have no problem at all as I feel that the pavilion needs renovation as it is in a poor state of repair, this would allow it to continue to provide a use to the football club that currently lease it and to benefit the wider community should they wish to use the facility.

The Common Good land of Victory Park was given as a gift to the townspeople of Girvan by the Dalrymple-Hamilton family in recognition of the sacrifices made during World War 1. The deeds of the land stipulate that Victory Park is to be used by the ALL of the residents of Girvan at no cost, and for all time coming. Taking the land and disposing of it to SAC removes the free access to the land, which is contrary to the spirit of the gift in the first place.

Part 8 of the Community Empowerment (Scotland) Act 2015 aims to **"increase transparency about Common Good assets and community involvement in decisions taken about their identification, use and disposal"**.

The Act places new duties on the council in relation to common good property: -

- Section 102 of the Act places a duty on the council to establish and maintain, after consultation, a register of property which is held by it as part of the common good.
- Section 104 imposes the requirement for public consultation before the disposal or change of use of a common good property.

Despite assurances provided in 2019, SAC have to date (6 years since the law was passed), not published a freely accessible Common Good Asset register of all assets held in the Common Good account or consulted on same ***despite this being a legal requirement.***

Glasgow City Council, Highland Council, Edinburgh Council, South Lanarkshire Council, Fife Council, Renfrewshire Council, Argyll & Bute Council, Stirling Council, Wick, North Lanarkshire Council, Borders Council, Dumfries & Galloway Council and Aberdeenshire Councils have all managed fulfil their legal obligations, see links below, ***why can't SAC do the same???***

<https://glasgow.gov.uk/24074>

https://www.highland.gov.uk/info/20010/community_planning/840/common_good_asset_register

<https://www.edinburgh.gov.uk/commercial-property-sale-let/common-good-register/1>

https://www.southlanarkshire.gov.uk/info/200168/getting_involved_in_your_community/1780/the_common_good_register

<https://www.fife.gov.uk/kb/docs/articles/council-and-democracy/land-and-property/common-good>

<https://www.renfrewshire.gov.uk/article/10167/Common-Good-Property>

<https://www.argyll-bute.gov.uk/common-good-property-register-review>

<https://www.stirling.gov.uk/news/2021/september-2021/common-good-register-goes-out-for-consultation/>

<https://www.johnogroat-journal.co.uk/news/council-to-consult-on-common-good-property-list-for-wick-218655/>

<https://www.northlanarkshire.gov.uk/business/commercial-land-and-property/register-common-good-properties>

https://www.scotborders.gov.uk/info/20076/community_grants_and_funding/904/common_good_property

<https://www.dumgal.gov.uk/article/15778/Common-Good-Register>

<https://www.aberdeenshire.gov.uk/council-and-democracy/community-empowerment/common-good-properties/>

Thank you for taking the time to provide comments. These will inform the Council's consideration of the proposed lease of common good land to Girvan Youth Football Club of the changing pavilion and adjacent land in Victory Park, Girvan.

If you are not completing this on-line then please send it to South Ayrshire Council, County Buildings, Wellington Square, Ayr, KA7 1DR or alternatively you can email it to estates@south-ayrshire.gov.uk. Any correspondence should be clearly marked 'Victory Park lease consultation'.

All comments should be received by **noon on Friday 3 December 2021**.

Comments made here are not formal representations to the Planning Authority. There will be opportunity to make comments directly to South Ayrshire Council if an application is made in due course for Planning permission.