

**Record of operational decision**

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| <b>Decision title:</b>                                                       | <b>To transfer to the Hereford Diocesan Board of Finance the freehold building footprint and land at Pencombe Church of England Primary School</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Date of decision:</b>                                                     | 4 <sup>th</sup> August 2026                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>Decision maker:</b>                                                       | Commercial and Investment Manager                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <b>Authority for delegated decision:</b>                                     | Corporate Services' scheme of delegation dated April 2025 (line 34) gives the Commercial and Investment Manager the authority to take the decision                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Ward:</b>                                                                 | Hampton                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <b>Consultation:</b>                                                         | None required                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Decision made:</b>                                                        | <b>To transfer to the Hereford Diocesan Board of Finance the freehold building footprint and land at Pencombe Church of England Primary School</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <b>Reasons for decision:</b>                                                 | <ul style="list-style-type: none"> <li>Paragraph 2(3) of Schedule 3 to the School Standards and Framework Act 1998 requires the council to transfer the freehold building footplate and developed hard play areas to the Rector &amp; Churchwardens of the Parish of Pencombe and Marston Stannett as trustees of the Pencombe CE School Foundation</li> </ul>                                                                                                                                                                                                                                                                                                           |
| <b>Equality Considerations</b>                                               | No impact                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <b>Highlight any associated risks/finance/legal/equality considerations:</b> | <ul style="list-style-type: none"> <li>The freehold title is currently vested in Herefordshire Council.</li> <li>The old school buildings and car park belong to the Hereford Diocesan Board of Education.</li> <li>This will be a transfer of the school footprint for the new school buildings and hard play area. The playing field will be retained by the council as required by the legislation.</li> <li>This is a voluntary aided school and it is required under s. 86 (1) of The Education Act 1944 as amended by The Education Act 1946, to transfer the freehold building footplate and developed hard play areas to the aforementioned Trustees.</li> </ul> |
| <b>Details of any alternative options considered and rejected:</b>           | None                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <b>Details of any declarations of interest made:</b>                         | None                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |

Signed..... Date: 4<sup>th</sup> August 2026

Print Name: David Micah

Job Title: Commercial and Investment Officer