

## Record of officer decision

<b>Decision title:</b>	<b>Licence to occupy in respect of land at Wyedean Rise, Belmont Hereford</b>
<b>Date of decision:</b>	5 August 2021
<b>Decision maker:</b>	Assistant Director for Technical Services
<b>Authority for delegated decision:</b>	The Economy and Place Directorate's scheme of delegation dated 28 April 2021 (line 54) gives the Assistant Director for Technical Services the authority to take the decision
<b>Ward:</b>	Belmont Rural
<b>Consultation:</b>	With highways and parks teams who are supportive of the grant of the licence
<b>Decision made:</b>	Approve grant of licence to occupy in respect of land at Wyedean Rise, Belmont Hereford
<b>Reasons for decision:</b>	<p>The land at Wyedean Rise is owned by the council and is designated as public open space. It is located at the end of a cul de sac and adjacent to an access drive and is not used for recreational activities</p> <p>Legal have advised that the grant of a licence does not constitute a disposal of a legal interest in the land so there is no impediment to granting a licence to occupy.</p> <p>The land is currently maintained under the public realm contract although the frequency of maintenance has decreased over the years and a local resident now wishes to take on that responsibility to alleviate littering and parking on the land.</p> <p>A licence fee of £500.00 has been agreed with the licensee.</p> <p>The licence provides a first step to allow both parties to review whether the arrangement should be put on a more formal basis by the transfer of the freehold or a long leasehold interest in the asset</p>
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	<p>Any risks which arise as a result of this licence will be mitigated by the provision of a termination clause.</p> <p>Not granting the licence risks levels of maintenance of the land decreasing further as budgetary pressures increase</p>
<b>Details of any alternative options considered and rejected:</b>	None
<b>Details of any declarations of interest made:</b>	None

Signed

Chris Jenner  
Assistant Director for Technical Services

Date: 5 August 2021