

North Somerset Council Decision



DECISION OF: EXECUTIVE MEMBER FOR CORPORATE SERVICES
WITH ADVICE FROM: ASST DIRECTOR LEGAL & GOVERNANCE AND
HEAD OF OPEN SPACE AND NATURAL ENVIRONMENT
DIRECTORATE: PLACE

Decision No: 22/23 DP 153

Subject: PORTISHEAD GOLF COURSE SITE - TOWN VILLAGE GREEN APPLICATION

Key Decision: NO

Reason:

The decision does not directly affect more than one ward and financial implications do not exceed £500k

Background:

There has been an aspiration by some residents of Portishead for the Portishead golf course site to be designated as town and village green in order to protect it from potential future development.

A previous town village green application by local residents, whilst well supported, was rejected as there had been a planning trigger event which precluded the application being made at that time.

Protection of the site is also supported by officers in Place who have been maintaining it in the absence of maintenance by the former tenant and have arranged part of the site to be rewilded in line with council policy.

The site was leased until recently and any application by the council for voluntary registration as town or village green would have required the agreement of the tenant which was not forthcoming. That lease has now been forfeit by peaceable re-entry and there is therefore no other party who would need to agree to an application for voluntary registration.

Decision:

That the Portishead golf course site be voluntarily registered as town or village green by the council as freehold owner under s15(8) Commons Act 2006

Reasons:

To affirm the recreational use of the land for the future.

Options Considered:

Not to register as town or village green and rely on the council's ownership to dictate the use of the site. Not considered to be as effective a protection by local residents.

Financial Implications:

None

Costs:

Staff resources only

Funding:

N/A

Legal Powers and Implications:

S15(8) Commons Act 2006

Climate Change and Environmental Implications:

None arising directly from this decision but the ongoing recreational and rewilding use will support council policy

Consultation:

Consultation has been ongoing with representatives of local residents and Portishead Town Council

Risk Management:

N/a

Equality Implications:

Have you undertaken an Equality Impact Assessment? No

Corporate Implications:

None

Appendices:

None

Background Papers:

None

Signatories:

Decision Maker(s):



Signed: .

Title: Executive Member for Corporate Services

Date: 3 August 2022

NOTE: In making this decision the Executive Member for Placemaking and Economy (within whose portfolio this matter resided when the process commenced) and the Executive Member for Neighbourhoods and Community Services (whose portfolio will cover the future maintenance and management of the site) were consulted and agreed the proposed decision.

NOTE 2 : This decision also takes account of the title to the site containing covenants on the part of the as to maintenance and use as open space.

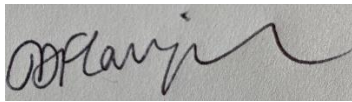
With Advice From:



Signed:

Title: Asst Director Legal & Governance

Date: 3 August 2022



Signed: ...

Title: Head of Open Space, Natural Environment and Leisure

Date: 4 August 2022