

DECISION NOTICE

Notice is given that the following decision has been taken under the Provisions set out in the Council's Constitution

Decision maker: Cabinet Member for Finance

Date: 26 November 2014

Decision in the matter of: Lease of Land at Moorside Recreation Ground

Decision: That approval be given to serve a Section 25 notice in accordance with the Landlord and Tenant Act 1954, in order to terminate the current lease dated 16th January 2001 made between Macclesfield Borough Council and the Scout Association Trust Corporation, and to offer a new lease of the existing demise for a term of 25 years on terms and conditions to be negotiated and agreed by the Property Services Manager and the Head of Legal Services and Monitoring Officer, and that the Council's Legal department be instructed to prepare the necessary documentation.

Background: The land is currently occupied by the 1st Knutsford Scout Group although the previous lease has expired and the tenant is holding over on the existing terms. The tenant has requested a new lease but not served the relevant statutory notice on the Council. The tenancy has the protection of the Landlord and Tenant Act 1954 in accordance with which the tenant has a statutory right to renew the lease; the Council could oppose the renewal but compensation could then be payable to the tenant. The Council has the power to grant a lease of the land pursuant to Section 123 of the Local Government Act 1972 subject to any disposal for 7 years or more being at the best consideration that can be reasonably obtained.

Background Documents: The background papers relating to this report can be inspected by contacting the report author.

Approved:

Signed
Councillor Peter Raynes (Finance Portfolio Holder)

Date: 26 November 2014

Advising Officer: Signed
Lee Beckett (Valuer)