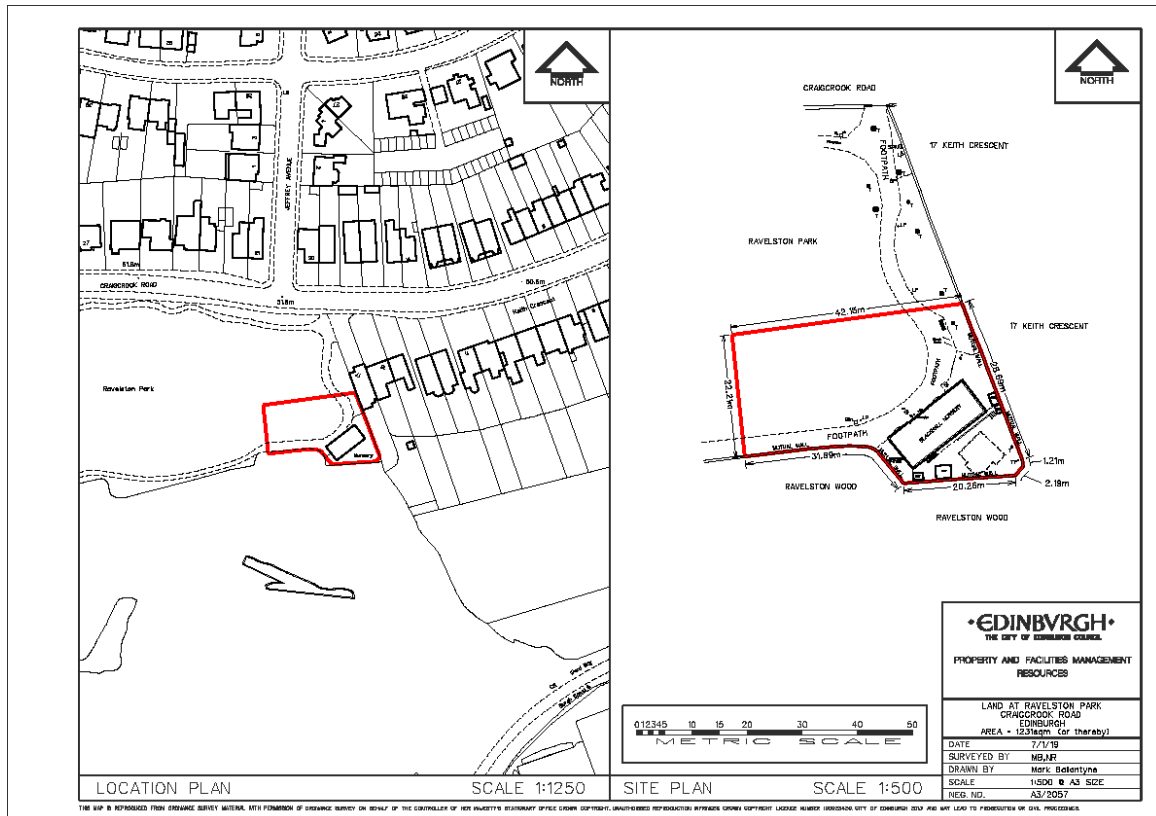


Proposal to dispose, by sale, of an area of common good land to Blackhall Community Trust

What is proposed

This proposal relates to a parcel of Common Good land of approximately 1231 square metres or thereby lying to the south east corner of Ravelston Park and shown coloured red on the plan below.



The Council is proposing to dispose of this piece of land by selling this area to Blackhall Community Trust as a community asset transfer under Part 5 of the Community Empowerment (Scotland) Act 2015.

Blackhall Community Trust was formed in 2017 to explore the improvement of Ravelston Park Pavilion to better meet the needs of the community and nursery. Their aim is to create a fit for purpose space, owned and run by the community, which will provide facilities for use by local people of all ages together with suitable space for Blackhall Nursery to expand its provision to meet new Scottish Government requirements for Early Learning and Childcare.

Consultation

Section 104 of the Community Empowerment (Scotland) Act 2015 requires the Council to consult local communities when considering disposing of Common Good assets. This includes where the proposal is a Community Asset Transfer. Therefore, before taking any decision, and to inform the decision making process, we are keen to hear the views of the community, in particular:

- What are your views on the proposed disposal by lease of this piece of Common Good land?
- Do you have any views on potential benefits of the proposal?
- Do you have any issues or concerns arising from the proposal?
- Do you have any additional comments?

The Council will take all representations into account in reaching a decision.

Depending on the representations received the possible outcomes are:-

- 1) The proposal goes ahead. The anticipated completion date will be dependent upon the requirement to seek the Court's approval.
- 2) The proposal is amended significantly and a fresh consultation takes place.
- 3) The proposal does not go ahead.

Representations

Consultation closing date – **30 August 2019**

Please submit written representations to:-

Email: commongood@edinburgh.gov.uk

Post: Brian Paton, The City of Edinburgh Council, Waverley Court, Level 1:5, 4 East Market Street, Edinburgh, EH8 8BG

Additional information

There are specific regulations governing the management of Common Good. This is to ensure protection for assets held. One such area is where property is considered 'inalienable'. This means that there is a restriction regarding the property, its purpose is clearly stated in the deed or gift to the Common Good Fund (often specifically dedicated for public use) or it has to be used in a certain beneficial way for a lengthy period of time (time immemorial).

The piece of land that is the subject of this proposal was gifted to the City and has been used as public amenity land for time immemorial and therefore, is considered by the Council to be inalienable. It will be necessary to seek the consent of the Court of Session to any proposed disposal. Any application to the Court will include information about this consultation and the responses received. It will also have an impact on any likely timescales involved with leasing the property should a decision be made to proceed with the proposal.