

**BIRMINGHAM CITY COUNCIL- TRUSTS AND CHARITIES COMMITTEE**  
**CHAIRS ACTION - SAREHOLE MILL RECREATION GROUND - LEASE OF SAREHOLE**  
**MILL TO BIRMINGHAM MUSEUM TRUST**

<b>Wards affected:</b>	<b>Hall Green North</b>
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- 1.1 Sarehole Mill Museum is held in trust as part of registered charity no. 254995 known as "Sarehole Mill Recreation Ground (Foster for Botanical Gardens etc.)"
- 1.2 Birmingham City Council approved at their Cabinet meeting on 22 March 2016 the renewal of the wider contract for Birmingham Museums Trust to operate the Museums and Heritage Service including provision of services at Sarehole Mill Museum and approved that the occupational leases now be granted for 25 years. On 2<sup>nd</sup> March 2016 to assist the above decision and to ensure the all due diligence was undertaken in regards to trust properties the Trusts & Charities Committee approved the renewal of the lease of Sarehole Mill Museum to Birmingham Museums Trust on the same terms. Birmingham City Council approved a further report on the Birmingham Museums Trust contract and lease at its Cabinet meeting of 31 July 2018.
- 1.3 For operational reasons affecting other sites the leases are only now able to be completed. However for the lease at Sarehole Mill Recreation Ground requires additional approvals from the Charity Commission before it can be completed. Birmingham Museums Trust has requested that in lieu of the lease to evidence their occupation an Agreement for Lease be completed, such agreement to include a backstop date of 31<sup>st</sup> March 2020 for completion of the lease already approved in earlier reports. There is a necessity for the occupations of Birmingham Museums Trust to be evidenced by contract to enable BMT to receive all its funding.
- 1.4 Birmingham Museums Trust have also requested an additional area of the park be included in the lease to assist in creating a circular route around the Mill improving the visitor offer but also to properly separate the mill pond from the general park and reduce safety concerns but this will be subject to a further approval at Committee and at Council as trustee.

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**Decision - That the Chairman**

- 2.1 Agrees that the grant of the lease for up to a 25 year term having already been approved the Agreement for Lease to Birmingham Museums Trust can be entered into to provide appropriate security for the occupation of Birmingham Museums Trust and that a report be brought to the next available Committee.
- 2.2 That the negotiation of the terms for the Agreement for Lease be delegated to the Assistant Director of Property



- 2.3 To seek any further approval necessary of the Charity Commission or other bodies as appropriate and to agree to make any applications necessary for appropriate powers of disposal.
- 2.4 Authorises the City Solicitor to place any formal advertisements required under s123 2(a) of the Local Government Act 1972 for the loss of public open space or required under any of the various statutes as may relate to the charitable status of the land including any appropriate consultation stages and to appraise the Committee of the results of that consultation.
- 2.5 Authorises the City Solicitor to prepare, negotiate, execute, seal and complete all necessary legal documentation for the operation of the land and buildings at Sarehole Mill Recreation Ground by Birmingham Museums Trust, including this lease, to give effect to the above decisions.

**Signature of the relevant Chairman in approving the basis for the occupation of Sarehole Mill Museum and additional land at Sarehole Mill Recreation Ground by Birmingham Museums Trust:-**

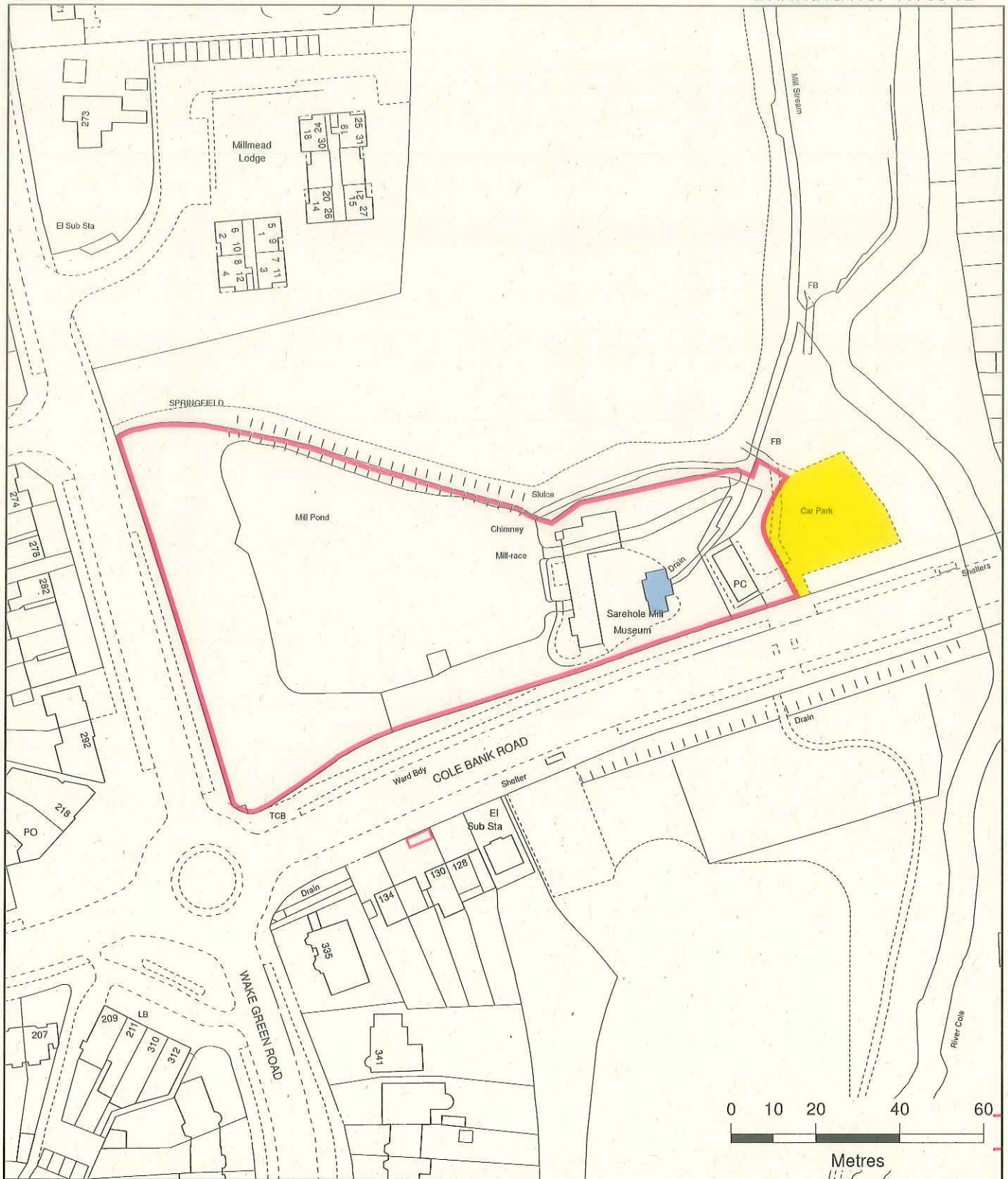
Chairman of the Trusts and Charities Committee:  
Councillor Diane Donaldson

*Diane Donaldson*  
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Date: *26/2/2019*  
.....

Chief Officer: .....

Date .....

Appendix - Plan



AREA EDGED RED

0.8

HECTARES APPROX.

1.99

ACRES APPROX.



**Birmingham**  
City Council

Sarehole Mill Museum  
Cole Bank Road



Waheed Nazir  
Corporate Director of Economy  
1 Lancaster Circus  
PO Box 14439  
Birmingham, B2 2JE

SCALE

DRAWN

DATE

1:1,250

Bharat Patel

25/02/2019

O.S.Ref SP0981NE