



<b>COUNCIL AS TRUSTEE 6 DECEMBER 2016</b>
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**MINUTES OF A MEETING OF THE  
COUNCIL AS TRUSTEE COMMITTEE  
HELD ON TUESDAY 6 DECEMBER 2016  
AT 7 HOURS IN THE COUNCIL CHAMBER,  
COUNCIL HOUSE, BIRMINGHAM**

**PRESENT:-** Lord Mayor (Councillor Carl Rice) in the Chair.

**Councillors**

Muhammad Afzal	Basharat Dad	Majid Mahmood
Uzma Ahmed	Des Flood	Karen McCarthy
Mohammed Aikhlaq	Jayne Francis	Gareth Moore
Robert Alden	Matthew Gregson	Yvonne Mosquito
Nawaz Ali	Carole Griffiths	Brett O'Reilly
Tahir Ali	Peter Griffiths	John O'Shea
Sue Anderson	Paulette Hamilton	David Pears
Gurdial Singh Atwal	Andrew Hardie	Eva Phillips
Mohammed Azim	Roger Harmer	Robert Pocock
Susan Barnett	Barry Henley	Victoria Quinn
David Barrie	Penny Holbrook	Hendrina Quinnen
Bob Beauchamp	Des Hughes	Chauhdry Rashid
Kate Booth	Jon Hunt	Habib Rehman
Steve Booton	Mahmood Hussain	Fergus Robinson
Randal Brew	Timothy Huxtable	Gary Sambrook
Marje Bridle	Mohammed Idrees	Rob Sealey
Mick Brown	Zafar Iqbal	Shafique Shah
Alex Buchanan	Ziaul Islam	Mike Sharpe
Andy Cartwright	Meirion Jenkins	Sybil Spence
Tristan Chatfield	Brigid Jones	Claire Spencer
Debbie Clancy	Carol Jones	Stewart Stacey
John Clancy	Josh Jones	Ron Storer
Lynda Clinton	Nagina Kauser	Martin Straker Welds
Lyn Collin	Tony Kennedy	Karen Trench
Maureen Cornish	Ansar Ali Khan	Lisa Trickett
John Cotton	Changeese Khan	Anne Underwood
Ian Cruise	Mariam Khan	Margaret Waddington
Phil Davis	Narinder Kaur Kooner	Ian Ward

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Diane Donaldson	Chaman Lal	Mike Ward
Peter Douglas Osborn	Mike Leddy	Fiona Williams
Barbara Dring	Keith Linnecor	Ken Wood
Neil Eustace	Mary Locke	Alex Yip
Mohammed Fazal	Ewan Mackey	Waseem Zaffar
Mick Finnegan		

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### **NOTICE OF RECORDING**

- 16 The Lord Mayor advised that the meeting would be webcast for live and subsequent broadcasting via the Council's internet site and that members of the Press/Public may record and take photographs.

The whole of the meeting would be filmed except where they were confidential or exempt items.

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### **MINUTES OF LAST MEETING**

It was noted that the date at the top of pages should read "13 September 2016".

- 17 **RESOLVED:-**

That , subject to the above, the Minutes of the meeting of Council as Trustee held on 13 September 2016, having been printed and a copy sent to each Member of the Council, be taken as read and confirmed and signed.

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### **A MULTIPLE REPORT ON PROPERTY MATTERS FOR DECISION BY COUNCIL AS TRUSTEE**

The following report of the Chair of the Trusts and Charities Committee was submitted:-

Councillor Matthew Gregson declared an interest in item 3B as a City Council Representative on the Acivico Board. Councillor s Randal Brew and Mary Locke also declared an interest for the same reasons.

(See document No. 1)

Councillor Habib Rehman moved the motion which was seconded.

The Motion having been moved and seconded was put to the vote and by a show of hands was declared to be carried.

It was therefore -

**RESOLVED:-**

That Full Council sitting as 'Council as Trustee':

- A. Grove Park – disposal by long lease of land to Birmingham City Council
- i) Approves the disposal of part of the land held in Trust at Grove Park to Birmingham City Council to regularise the use of the land as a care centre for the elderly;
  - ii) and to submit to the Charity Commission an application for a Scheme/Order allowing the Trust the necessary additional powers to undertake the disposal to a connected person if required.
  - iii) Approves the disposal of that land to Birmingham City Council on a long lease for 150 years on terms to be agreed by the Director of Property from a date to be agreed at a peppercorn rent subject to a premium payment to the Trust of a minimum of £750,000.
- B. Highbury Trust – grant of lease to Acivico for the occupation of Highbury
- i) Approves that a lease be granted to Birmingham City Council to regularise the use of the premises known as 'Highbury' as a wedding/conference centre;
  - ii) Approves the disposal of that land to Birmingham City Council on a lease of no more than three years on terms to be agreed by the Director of Property from a date to be agreed at a market rent
- C. Elford Estate – lease of School Playing Field
- i) Approves the variation of the lease of land at Elford already used as a school playing field to enable assignments to take place including the assignment from South Staffordshire County Council to The Small Schools Multi Academy Trust on condition that it continues to be used as a school playing field.
  - ii) Approves the grant of a lease expiring 14<sup>th</sup> May 2089 to The Small Schools Multi Academy Trust on terms to be agreed, subject to the same restrictions on use.
- D. Selly Oak Park – surrender and renewal of existing leases at 187 Harborne Lane
- i) Approves accepting the surrender of the existing lease and grant two new leases on the same land, each for 125 years; the additional building and the change of use to permit uses as described in C2 and C2A of the Town and Country Planning (Use Classes); all other terms to be agreed by the Director of Property.

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- E. That the Director of Property be authorised to negotiate terms and conditions of any disposal and that City Solicitor and Monitoring Officer be authorised to prepare, negotiate, execute, seal and complete all necessary documentation, including the making of applications to the Charity Commission for any purposes required to give effect to the above decisions and also to place any formal advertisements required under either s123(a) of the Local Government Act 1972 or the various statutes as may relate to the charitable status of the land.

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The meeting ended at 1359 hours.

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CHAIRMAN