

BIRMINGHAM CITY COUNCIL

TRUSTS AND CHARITIES COMMITTEE 17 JANUARY 2018

**MINUTES OF A MEETING OF THE
TRUSTS AND CHARITIES COMMITTEE
HELD ON WEDNESDAY 17 JANUARY 2018
AT 1030 HOURS IN COMMITTEE ROOM 2,
THE COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Habib Rehman in the Chair;

Councillors John Alden, Jayne Francis, David Pears, Paul Tilsley,

ALSO PRESENT:-

Sarah Stride – Committee Manager
Nigel Oliver – Birmingham Property Services
Joe Hayden – Parks

APOLOGIES

956 Apologies were submitted on behalf of Councillors Diane Donaldson and James McKay for their inability to attend the meeting.

MINUTES

957 **RESOLVED:-**

That part I of the Minutes of the last meeting of the Trusts and Charities Committee held on 20 December 2017 were confirmed and signed.

MATTERS ARISING FROM THE MINUTES

958 There were no matters arising from the Minutes.

The Chairman agreed to change the order of the agenda to take agenda item number 8 at the first instance.

CANNON HILL PARK – INSTALLATION OF THE SOUSSE AND BARDO MEMORIAL

The following report of the Corporate Director, Place was submitted:-

(See Document No. 1)

Joe Hayden, Parks introduced the report and responded appropriately to comments made.

Members of the Trusts and Charities Committee expressed concern that they should have been informed of the proposed erection of the memorial by the Foreign and Commonwealth Office prior to planning permission being sought.

Discussion ensued on the 'dowry' promised by the Foreign and Commonwealth Office to install and maintain the memorial including all costs incurred following any incidences of any future vandalism to the memorial itself and Members felt that further funding should be sought to renovate the Boy Scout memorial to its former glory and also paint the metal railings around the children's play area prior to the installation of the new memorial.

Joe Hayden stated that he would make further representation with the Commonwealth Office for an additional one off payment to cover the costs of restoring the Boy Scout memorial and to re-paint the railings around the children's play area.

Councillor Tilsley stated that an alternative location such as Highbury Park should have been considered as its location is close to the City Centre and he stated that Highbury Park should be considered in any future planning applications of this type.

The Chairman stated that a further report should be submitted outlining discussions with regard to the additional funding requested to help renovate Cannon Hill Park prior to the installation of the new memorial.

It was -

959

RESOLVED:-

That the Trusts and Charities Committee:-

- i) noted that an application for planning permission has been submitted by the Foreign and Commonwealth Office for the memorial as shown in Appendix 1 to be sited on land in Cannon Hill Park held in trust as shown in Appendix 2.
- ii) that it be recommended that the erection and dedication of the memorial on land identified in Appendix 2 be enabled to proceed;
- iii) the recommendation of the Trusts and Charities Committee to be advanced to the next available meeting of the Council as Trustee for approval, if required;

- iv) approval be given to negotiation and settlement of the terms for the occupation of land or of any disposal necessitated by the installation being delegated to the Assistant Director of Property (Interim) who will secure appropriate advice to comply with requirements of the Charities Act 2011 as necessary;
- v) authorised the City Solicitor to place any formal advertisements required under s123 of the Local Government Act 1972 for the loss of public open space (if any) temporarily or permanently or as 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;
- vi) authorised the City Solicitor to make any further applications necessary for appropriate powers or approvals from the Charity Commission or other party or body as appropriate to agree to the disposal or use of the land and then to prepare, negotiate, seal, execute and complete all legal documentation to give effect to the above.

HIGHBURY UPDATE REPORT

960

RESOLVED:-

Members ratified the recommendations made at the last meeting.

HIGHBURY – GRANT OF LONG LEASE TO CHAMBERLAIN Highbury TRUST

961

RESOLVED:-

Members ratified the recommendations made at the last meeting.

CROPWOOD ESTATE – HUNTERS HILL TECHNICAL COLLEGE USE OF LAND

962

RESOLVED:-

Members ratified the recommendations made at the last meeting.

TRUST AND CHARITIES FUND BALANCES 2017/18 – QUARTER 2 (TO 30 SEPT 2017) AND INDEPENDENTLY EXAMINED ACCOUNTS 2015- 16

963

RESOLVED:-

Members ratified the recommendations made at the last meeting.

OTHER URGENT BUSINESS

A. Cropwood Estate

- 964 Nigel Oliver, Birmingham Property Services advised the Committee that following the sale of a cottage on the Cropwood Estate, the College Governing Body were proposing to forward an application to build a residential block and redevelop existing buildings and will request that Trustees of the Trusts and Charities Committee make a contribution to the proposed expansion. As of yet, no formal proposal had been made.

Councillor Alden requested that the outdoor swimming pool be renovated also.

The Chairman stated that College Governors be invited to attend the next meeting of this Committee to discuss their proposals further.

965 **B. Queens Park – Flooding Defence**

Nigel Oliver, Birmingham Property Services advised that works on site had not progressed to the proposed plan and that a further report explaining the complications encountered will be submitted to this Committee in due course.

AUTHORITY TO CHAIRMAN AND OFFICERS

966 **RESOLVED:-**

The Chairman moved that:-

“In an urgent situation between meetings, the Chairman jointly with the relevant Chief Officer has authority to act on behalf of the Committee.”

EXCLUSION OF THE PUBLIC

- 967 That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Minutes of the last meeting

Exempt information Paragraph 3