

BIRMINGHAM CITY COUNCIL – Council as Trustee

PUBLIC REPORT

Report to:	TRUSTS AND CHARITIES COMMITTEE
Report of: Date of Decision:	Assistant Director of Property (Interim) 17th January 2018
SUBJECT:	HIGHBURY – GRANT OF LONG LEASE TO CHAMBERLAIN Highbury TRUST
Wards affected:	Moseley & Kings Heath

1. Purpose of report:
1.1 To seek approval to grant a long lease of up to 125 years of the Highbury Estate (excluding Chamberlain House leased to Birmingham City Council for Uffculme School) to the Chamberlain Highbury Trust.

2. Decisions recommended:
That the Committee
2.1 notes previously, approval has been given to grant the Chamberlain Highbury Trust (CHT) a 35 year lease of the Estate as defined above
2.2 recommends the grant of a lease of the Highbury Estate as defined above to Chamberlain Highbury Trust on terms to be agreed and for a term up to 125 years (but such term not to exceed that granted by the approved lease of Chamberlain House).
2.3 approves the terms of any disposal being negotiated and agreed by the Assistant Director of Property (Interim) acting as agent on behalf of the Trust provided that appropriate restrictions are included in the disposal terms to properly safeguard the Trust.
2.4 authorises the recommendations of the Trusts and Charities Committee be advanced to a future meeting of the Council as Trustee for approval, the report to which will be approved by this Committee first.
2.5 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 (if any) 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.
2.6 authorises 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 and to then prepare, negotiate, execute, seal and complete all necessary legal documentation to give effect to the above decisions.

Lead Contact Officers:	Nigel Oliver
Telephone No: E-mail address:	0121 303 3028 nigel.g.oliver@birmingham.gov.uk

3. Compliance:

3.1 Consultations:

No additional separate consultation is envisaged except where further consultation locally may be required to satisfy the requirements of the Charity Commission and the Charities Act 2011. The Chairman of the Trusts & Charities Committee and the Trustees of the Chamberlain Highbury Trust have met to consider this request before reporting to Committee.

3.2 Are there any relevant legal powers, personnel, equalities, procurement, regeneration and other relevant implications?

The City Council acts as Sole Corporate Trustee for a number of charitable and non-charitable Trusts and has delegated day to day decision making to the Trusts and Charities Committee. Charitable trust activity is regulated by the Charity Commission and any proposals relating to the Estate will be governed by the charity's Trust document as amended by any Scheme approved by the Charity Commission.

Birmingham City Council holds the freehold interest of the land comprising the Highbury trust in trust as Sole Corporate Trustee. Actions proposed are required to be in the best interests of the trust and are intended to preserve the trust estate for the future. To effect a disposal the Trustees of the Charity could rely on the provisions of the Section 6(1) Trusts of Land and Appointment of Trustee Act 1996 which provides an implied statutory power of disposal or seek a scheme or Order from the Charity Commission to enable a specific disposal or a general power of disposals provided such disposals are conducted in line with statutory processes set out in the Charities Acts.

3.3 How will decisions be carried out within existing finances and resources?

The Committee has responsibility for ensuring the proper governance of the Trust in accordance with the objects and purposes of the trust and charity law. The Trustees must act with prudence and must ensure that the charity is and will remain solvent and that appropriate governance arrangements are in place to achieve this. Any disposal of the land, by sale or lease, if approved, will be undertaken by officers in Legal Services and Birmingham Property Services and the valuation of the asset undertaken in compliance with the Charities Act 2011. However, no decision is made until the 'Council as Trustee' has determined it is expedient in the interests of the charity to act. The intention of granting the lease remains as before to implement the preferred option of the Birmingham Conservation Trust Options Appraisal as previously reported to and adopted by the Trusts & Charities Committee and which will secure a refurbishment of Highbury.

3.4 Main Risk Management and Equality Impact Assessment Issues (if any):

N/A. The statutory functions discharged by the Council as Trustee are subject to a separate and distinct statutory regime underpinned (principally) by the Charities Act 2011, Trustee Act 2000 and relevant Charity Commission guidance. These are non-executive functions and are therefore not subject to the Equalities Act 2010 provisions.

4. Relevant background/chronology of key events:

- 4.1 The Estate comprises approximately 13.03 hectares (32.2 acres) of park land including Highbury Hall and Chamberlain House and three lodges. The estate was gifted by the trustees of the Right Honourable Joseph Chamberlain on 31st March 1932 and is held in trust as Registered Charity no 1039194 since 1994. Approved disposals have taken place previously.
- 4.2 The lease will include the whole of the estate except Chamberlain House already proposed to be let under a separate long lease to Birmingham City Council for schools use and occupied by Uffculme School. The grant of the 125 year lease to Chamberlain Highbury Trust will mirror the main terms of the lease granted on Chamberlain House including the end date which will adjust the headline term downwards by several years.
- 4.3 A previous report to the Trusts & Charities Committee granted a 35 year term at a peppercorn rent which was deemed sufficient to comply with any reasonable requirements imposed by potential funders such as the Heritage Lottery Fund and it does remain sufficient but the grant of the longer lease term is to further support the proposals but also to demonstrate the intended longevity of the CHT in taking forward the management of the Estate. The longer letting will remain compliant with the objects and purposes of the Highbury Trust set out below. The rent is likely to remain a peppercorn rent only.
- 4.4 The lease terms already approved required the CHT to actively seek funding for the refurbishment of Highbury and a bid for funds was recently submitted to the HLF. The new lease terms will contain the same main terms as previously negotiated with CHT together with robust safeguards for the Highbury Trust as landlord. The CHT intend to submit a further bid to the HLF in March 2018.
- 4.5 **Aims and Objectives of the Charity**
Each charitable asset is held as a separate trust and decisions need to be in the best interests of that trust. The terms of the gift simply provided that the Trustees should hold them "in the first instance for use as a hospital for the treatment of limbless and other soldiers, sailors or pensioners" and "if and when the Trustees should consider that they were no longer needed for those purposes the Trustees should hold the property for such public purposes as they with the consent of the Corporation of Birmingham might determine or might at the request of the Corporation transfer it to them for the general benefit of the Citizens of Birmingham".
- 4.6 **Trustee Powers**
The charity's Constitution is set out within the executed Trust Deed, principally the acquisition deeds or as amended by any Scheme agreed with the Charity Commission. All decisions will be mindful of the original intention set out in the governing documents however subject to compliance with Charity law and Part 7 Charities Act 2011 sufficient powers exist for the Trustees to make decisions on the future of the assets.
- 4.7 **Charity Finances**
Formal accounts are required to be prepared for the Charity Commission returns where appropriate. The Trust has a strong revenue stream principally from the letting of Highbury to Acivico for the continuing use of the property as a wedding/conference centre although this will transfer to CHT once the lease is completed.

5. Evaluation of alternative option:

- 5.1 Chamberlain Highbury Trust has demonstrated that they wish to continue to pursue the project and have requested the longer lease to improve their standing with the funding bodies and clarify that Highbury has a long term future in their management. It will also improve the basis for any sublettings that may take place after the refurbishment. Support for the longer 125 year lease requested is appropriate.

6. Reasons for Decision(s):		
6.1	To best safeguard the asset long term it is appropriate to release it into the long term management through an appropriately qualified tenant. Should CHT withdraw at any stage Highbury Trust will need to consider a new selection process to secure a tenant able to undertake the proposed refurbishment.	
Signatures		Date
Chairman of the Trusts & Charities Committee		
Chief Officer Director of Property		
List of Background Documents used to compile this Report:		
1. None.		
List of Appendices accompanying this Report (if any):		
1. None		

BIRMINGHAM CITY COUNCIL – COUNCIL AS TRUSTEE

PUBLIC REPORT

Report to:	TRUSTS AND CHARITIES COMMITTEE
Report of:	Assistant Director of Property (Interim)
Date of Decision:	17th January 2018
SUBJECT:	CROPWOOD ESTATE – HUNTERS HILL TECHNICAL COLLEGE USE OF LAND
Wards affected:	Outside of the City Boundaries

1. Purpose of report:

- 1.1 To seek approval to allocate all remaining pasture and woodland within the Cropwood Estate to the Hunters Hill College for agricultural use further enhancing the educational curriculum.

2. Decisions recommended:

That the Committee

- notes that a report approved at Committee on 19th July 2017 allocated parcels C and D shown in Appendix 1 and measuring 7.01 hectares to the College's use and the College now request the remaining pasture and adjoining woodland areas be allocated to them to further support the development of the agricultural unit.
- and also the College request this land be let to them at a peppercorn rent (at less than best value)

and the Committee recommends that

- 2.1 the land identified as parcels A and B in Appendix 1 together with the woodland either side of Spirehouse Lane be let to the College on terms to be agreed or if required to the Hunters Hill Charitable Trust
- 2.2 the recommendation of the Trusts and Charities Committee to be advanced to the next available meeting of the Council as Trustee for approval
- 2.3 approval be given to negotiation and settlement of the terms of any disposal being delegated to the Assistant Director of Property (Interim) who will work with external agents to secure appropriate advice to comply with requirements of the Charities Act 2011 as necessary
- 2.4 authorises 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 and then to prepare, negotiate, seal, execute and complete all legal documentation to give effect to the above recommendations.

Lead Contact Officers:	Nigel Oliver, Birmingham Property Services
Telephone No:	0121 303 3028
E-mail address:	nigel.g.oliver@birmingham.gov.uk

3. Compliance:

3.1 Consultations:

Internal

Officers in Education are willing to support the Colleges request. The land is outside of the City boundaries and no Member involvement beyond the Committee is required.

External

No additional separate consultation is envisaged except where further consultation locally may be required to satisfy the requirements of the Charity Commission and the charities Act 2011.

3.2 Are there any relevant legal powers, personnel, equalities, procurement, regeneration and other relevant implications?

The City Council acts as Sole Corporate Trustee for a number of charitable and non-charitable Trusts and has delegated day to day decision making to the Trusts and Charities Committee. Charitable trust activity is regulated by the Charity Commission and any proposals relating to the estate will be governed by the Trust document as amended by any Scheme approved by the Charity Commission.

Birmingham City Council holds the freehold interest of the land now known as the Cropwood Estate in trust as Sole Corporate Trustee and is responsible for ensuring the Trust is managed in accordance with the governing document and in accordance with charity law and relevant Charity Commission guidance.

The Trustees of the Charity could rely on the provisions of the Section 6(1) Trusts of Land and Appointment of Trustee Act 1996 which provides an implied statutory power of disposal. However, the Charity Commission Scheme dated 12th November 1997, establishing the regulation of the Charity also provides appropriate powers for the disposal of assets by sale or for lease. It permits lettings and disposals but requires that all disposals be conducted in line with statutory processes set out in the Charities Acts and that the proceeds of any sale be invested in trust for the Charity. Lettings at less than best value are not permitted although other arrangements can be agreed with other charitable organisations subject to suitable authorisation.

3.3 How will decisions be carried out within existing finances and resources?

The Committee has responsibility for ensuring the proper governance of the Trust in accordance with the objects of the trust and charity law. The Trustees must act with prudence and must ensure that the charity is and will remain solvent and that appropriate cost controls are in place. All future running costs for the premises will be covered by any tenant or while the property remains vacant the Education Service. Any disposals will be conducted in line with statutory processes set out in the Charities Act 2011 and any revenue ring-fenced and invested for the specific Charity. Any disposal, if approved, will be processed by the retained agricultural agents Bruton Knowles overseen by officers in Legal Services and Birmingham Property Services.

The Cropwood trust is empowered to undertake disposals of land and property on the Estate either freehold or leasehold subject to the appropriate investment of the capital receipt. Disposals of parts of the estate have already been made in 1994 1998 and 2017.

3.4 Main Risk Management and Equality Impact Assessment Issues (if any):

Not applicable. The statutory functions discharged by the Council as Trustee are subject to a separate and distinct statutory regime underpinned (principally) by the Charities Act 2011, Trustee Act 2000 and relevant Charity Commission guidance. These are non-executive functions and are therefore not subject to the Equalities Act 2010 provisions.

4. Relevant background/chronology of key events:

4.1 The main area of land comprising the Cropwood Estate was gifted to the City either jointly or separately by Barrow Cadbury and Mrs Geraldine S Cadbury in three main transfers dated 1st June 1921, 28th February 1933 and 20th May 1938 and is approximately 36.5 hectares. The trust is governed by a scheme dated 12th November 1997 and is registered Charity no. 1085296.

4.2 The Cropwood Estate has been used since the original gift for schools purposes. The Hunters Hill School now known as Hunters Hill College have use of most of the land for schools purposes and the report dated 19th July 2017 allocated a further 7.01 hectares of pastureland to the College. The remaining pasture, fields A & B, measuring 4.73 hectares plus woodland of approximately equivalent area are also intended to be included now.

4.3 The College which has 120 students aged between 11 and 16 who have been identified as having moderate learning, emotional and behavioural difficulties provides a curriculum which includes in addition to the core school subjects a range of practical skills classes such as bricklaying, motor vehicle maintenance and farm studies. Since the report to Committee dated 19th July 2017 the College have reconsidered their needs and requested the remaining land to better support the agricultural unit providing educational opportunities to the pupils. The additional pasture land will be used for hay cropping reducing the need to buy this in. The inclusion of the woodland would widen the opportunity for activities while ensuring the land is under formal management. While the pasture land has previously been let on formal agricultural tenancies to provide an income to the Trust with the College managing the majority of the land the need for that income is reduced. Appropriate restrictive covenants will be put in place to safeguard the land from inappropriate uses and ensure the estate continues to be managed in line with the objects and purposes laid down.

4.4 Aims and Objectives of the Trust

Each property in trust is held as a separate trust and decisions need to be in the best interests of that trust. The assets of the Trust should at all times assist the Trust to comply with the Objects of the trust. The specific objects of the Cropwood Estate trust are wide ranging and are: the furtherance of any charitable purpose for the benefit of the inhabitants of the City of Birmingham including all or any of the following purposes (a) the provision and support of educational facilities (b) the provision and support of facilities for recreational and other leisure time occupation with the object of improving the conditions of life for the said inhabitants (c) the relief of the aged, impotent and poor (d) the relief of sickness.

4.5 Trustee Powers

A trust's constitution is set out within the executed Trust Deed for each property principally the acquisition deeds as amended by a scheme agreed with the Charity Commission. All decisions will be mindful of the original intention of the documents however routes exist for their amendment through Part 7 Charities Act 2011 or an Order or Scheme from the Charity Commission. The College is Local Authority managed and disposals may be classified as a 'connected' party disposal which would require specific Charity Commission consent but this will be reviewed. If required the letting can be to the Hunters Hill Charitable Trust (reg.no. 1091007) as a charity to charity letting and also thereby satisfy statutory requirements also set out in Part 7 of the Charities act 2011 and allow a letting at less than market value.

4.6 Trust Finances

The meadows areas have been set aside for independent agricultural tenancies to create a revenue source for the better management of the Trust. Lettings at less than best value will deplete income to the trust but use by the College for educational purposes is still the fundamental reason for the establishment of the Cropwood Estate Trust and compliant with the objects and purposes of the trust.

5. Evaluation of alternative option:

To do nothing is not an appropriate option. The land should not sit idle and the only options should either be:

- let in the open market
- let to the College at market rent
- let to the College for nil or reduced rent

6. Reasons for Decision(s):

- 6.1 To better safeguard the Trust's assets while remaining in compliance with the trust Objects. The use of the land by the College is fully compliant with the Trusts Objects.

Signatures:

Chief Officer(s):

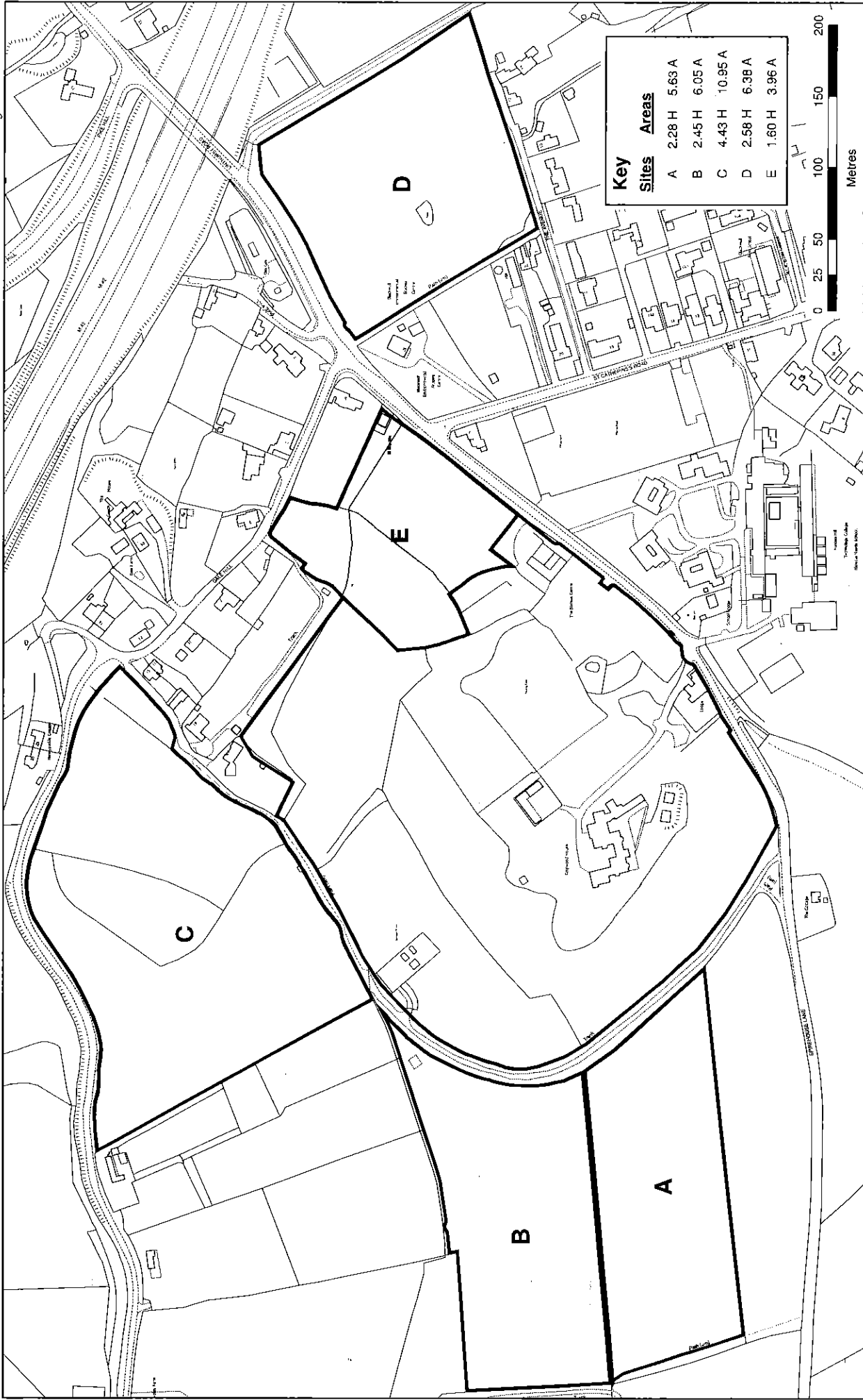
Dated:

List of Background Documents used to compile this Report:

1. Scheme dated 12th November 1997
2. Report to Trusts & Charities Committee 19th July 2017

List of Appendices accompanying this Report (if any):

1. Plan of the Estate available to let.



Cropwood Estate Meadow Land	Waheed Nazir Corporate Director, Economy 1 Lancaster Circus Birmingham, B2 2GL	Birmingham City Council Scale 1:2,500 @ A3 Drawn Bharat Patel Date 11/07/2017	© Crown Copyright and database right 2017. Ordnance Survey 100021236. This map is not to be used for any purpose other than that for which it was prepared. Aerial Photography © present, Copyright Blunsky
	Produced by the Survey & Mapping Team, BPS, Economy, 10 Woodcock Street, Birmingham, B7 4AL, Tel 393 3667.		

BIRMINGHAM CITY COUNCIL – COUNCIL AS TRUSTEE

PUBLIC REPORT

Report to:	TRUSTS AND CHARITIES COMMITTEE
Report of: Date of Decision:	Corporate Director, Place 17th January 2018
SUBJECT:	CANNON HILL PARK – INSTALLATION OF THE SOUSSE AND BARDO MEMORIAL
Wards affected:	Moseley and Kings Heath

1. Purpose of report:

- 1.1 To seek approval to the installation of a memorial honouring the victims of the attacks in Tunisia at Sousse and at the Bardo Museum.

2. Decisions recommended:

That the Committee

- notes 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.

and the Committee recommends that

- 2.1 the erection and dedication of the memorial on land identified in Appendix 2 be enabled to proceed
- 2.2 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
- 2.3 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
- 2.4 authorises 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.
- 2.5 authorises 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 recommendations.

Lead Contact Officers:	Darren Share, Head of Parks
Telephone No: E-mail address:	0121 675 0648 Darren.Share@birmingham.gov.uk

3. Compliance:

3.1 Consultations:

Internal

Cannon Hill Park is held in trust and it is appropriate that the matter be considered via the Trusts & Charities Committee once officers in the Parks Service have considered all practical issues. The Corporate Director, Place and the Ward Councillors for Moseley & Kings Heath are supportive of the proposals going forward. The District Parks Manager is supportive and is consulting with the 'Friends of the Park'.

External

No additional separate consultation is envisaged except where further consultation locally may be required to satisfy the requirements of the Charity Commission and the Charities Act 2011.

3.2 Are there any relevant legal powers, personnel, equalities, procurement, regeneration and other relevant implications?

The City Council acts as Sole Corporate Trustee for a number of charitable and non-charitable Trusts and has delegated day to day decision making to the Trusts and Charities Committee. Charitable trust activity is regulated by the Charity Commission and any proposals relating to the estate will be governed by the Trust document as amended by any Scheme approved by the Charity Commission.

Birmingham City Council holds the freehold interest of the land comprising Cannon Hill Park in trust as Sole Corporate Trustee and is responsible for ensuring the Trust is managed in accordance with the governing document and in accordance with charity law and relevant Charity Commission guidance. Day-to-day management is delegated to the Parks Service via the Corporate Director for Place.

The Trustees of the Charity could rely on the provisions of the Section 6(1) Trusts of Land and Appointment of Trustee Act 1996 which provides an implied statutory power of disposal and other matters. The original trust deeds require that Birmingham City Council shall hold Cannon Hill Park as public walks or pleasure gardens provided and maintained by them under s.64 of the Public Health Act 1875 but in addition to the general law applying to charitable trusts and the powers under the Trustees Act 2000, section 83 - 85 of the West Midlands County Council Act 1980 specifically permits the grant of leases within Cannon Hill Park not exceeding two acres to any body incorporated or not whose objects are charitable and comprise or include the provision of an art or cultural centre but not otherwise. Lettings at less than best value are not permitted although other arrangements can be agreed with other charitable organisations subject to suitable authorisation. Nonetheless the above the installation of memorials on park land whether in trust or not is a suitable use for the land.

3.3 How will decisions be carried out within existing finances and resources?

The Committee has responsibility for ensuring the proper governance of the Trust in accordance with the objects of the trust and charity law. The Trustees must act with prudence and must ensure that the charity is and will remain solvent and that appropriate cost controls are in place. Financial arrangements for this installation are set out in section 4.6.

3.4 Main Risk Management and Equality Impact Assessment Issues (if any):

Not applicable. The statutory functions discharged by the Council as Trustee are subject to a separate and distinct statutory regime underpinned (principally) by the Charities Act 2011, Trustee Act 2000 and relevant Charity Commission guidance. These are non-executive functions and are therefore not subject to the Equalities Act 2010 provisions.

4. Relevant background/chronology of key events:

4.1 Cannon Hill Park was formed from the original core gift of 57 acres from Miss Louisa Anne Ryland on 18th April 1873 who also gave money for it to be laid out as a park and opened on 1st September 1873 but was soon extended by a number of other gifts and purchases to form the current Park of approximately 80.66 acres (32.65 hectares). The substantive part of the original gifted land is listed by English Heritage in the Register of Parks and Gardens of Specific Historic Interest in England. The proposed memorial is located on the original core gift of land.

4.2 The provision of any lighting and water to the memorial area will require additional underground pipes and wires but these will feed from existing services in the area and be minimal in their disruption. The work to install the memorial will require to be managed carefully by the Parks operatives. There should be little impact on the public areas of the Park generally.

4.3 The works may require a small compound to be formed in the Park. Proposals for this are being discussed and will be subject to a licence to be negotiated. It is requested that the works proceed urgently once planning consent is available. All appropriate local consultation will be completed including appropriate advertisements for the temporary loss of access to the open space during the contract. Once constructed the memorial will be open to the public and expected to be used as an area for contemplative reflection and there will be no permanent loss of public open space.

4.4 Aims and Objectives of the Trust

Each property in trust is held as a separate trust and decisions need to be in the best interests of that trust. The assets of the Trust should at all times assist the Trust to comply with the Objects of the trust. The specific objects of the trust are that Birmingham City Council shall hold Cannon Hill Park as public walks or pleasure gardens open to the public.

4.5 Trustee Powers

A trust's constitution is set out within the executed Trust Deed for each property principally the acquisition deeds as amended by a scheme agreed with the Charity Commission, if any. All decisions will be mindful of the original intention of the documents however routes exist for their amendment through Part 7 Charities Act 2011 or an Order or Scheme from the Charity Commission.

4.6 Trust Finances

The trust delegates the management of the park to the Birmingham City Council Parks and Nature Conservation Service who cover all costs and also collect any income generated which is used to partly offset the running costs incurred at the Park. The proposed memorial installation is essentially a cost neutral proposal as far as the trust is currently concerned. The cost of the design and construction works will be fully funded by external capital through the Foreign and Commonwealth Office who will also provide to the BCC Parks Service a dowry to off-set future maintenance. Any agreements or 'disposals' for the use of the land will be conducted in line with statutory processes set out in the Charities Act 2011 and will be overseen by officers in Legal Services and Birmingham Property Services but it is not envisaged that any rent will be charged for the installation.

5. Evaluation of alternative option:

The memorial site has been selected after discussion with officers at several local Authorities and in consultation with the victims and their relatives. The site selected is suitable for additional installations and the memorial is an attractive addition to the Park.

6. Reason for Decision(s)

6.1 The use of the land for the memorial is consistent with and fully compliant with the Trusts Objects.

Signatures:

Chief Officer(s):

Dated:

List of Background Documents used to compile this Report:

1. Acquisition conveyance dated 18th April 1873
2. West Midlands County Council Act 1980

List of Appendices accompanying this Report (if any):

1. Planning Application 2017/10913/PA
2. Plan 16579 showing location of the memorial.



Birmingham
City Council

Planning and Regeneration
PO Box 28
Birmingham B1 1TU
Telephone 0121 464 3669

Email: planning.registration@birmingham.gov.uk
Web: www.birmingham.gov.uk/planning



Application for Planning Permission.
Town and Country Planning Act 1990

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website.

If you require any further clarification, please contact the Authority's planning department.

1. Applicant Name, Address and Contact Details

Title:		First Name:	Philippa	Surname:	Greenwood
Company name:	Foreign & Commonwealth Office				
Street address:	Philippa Greenwood- Room WH4.26				
	Foreign & Commonwealth Office				
	King Charles Street				
Town/City:	London				
Country:	United Kingdom				
Postcode:	SW1A 2AH				
Are you an agent acting on behalf of the applicant?				☒ Yes	☐ No

2. Agent Name, Address and Contact Details

Title:	Mr	First Name:	George	Surname:	King
Company name:	George King Architects				
Street address:	George King Architects				
	20-22 Wenlock Road				
	Hackney				
Town/City:	LONDON				
Country:					
Postcode:	N1 7GU				
Telephone number:				020700847321	
Mobile number:					
Fax number:					
Email address:				studio@georgekingarchitects.com	

3. Description of the Proposal

Please describe the proposed development including any change of use:

Construction of a Memorial to the Victims of the 2015 Sousse and Bardo Terrorist Attacks within Cannon Hill Park, Birmingham incorporating a permanent sculpture and hard and soft landscaping works to the surrounding area. The purpose of the Memorial is to provide a permanent tribute to those who lost their lives in the atrocious attacks in Sousse and Bardo and to offer a place of remembrance, commemoration and reflection for all those affected. The design for the memorial was chosen following a design competition run by the Foreign & Commonwealth Office with input from a panel of experts including representatives from Birmingham City Council Parks Department.

Has the building, work or change of use already started? ☒ Yes ☐ No

4. Site Address Details

Full postal address of the site (including full postcode where available)

Description:

House: Suffix:

House name:

Street address:

Town/City:

Postcode:

Description of location or a grid reference
(must be completed if postcode is not known):

Easting:

Northing:

5. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

☒ Yes ☐ No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title:

First name:

Surname:

Reference:

Date (DD/MM/YYYY): (Must be pre-application submission)

Details of the pre-application advice received:

"I consider the design, location, scale and materials of the proposed sculpture would likely be acceptable.

The City's Conservation Officer has raised no objection to the proposed development in principle. However, he has recommended that a Heritage Appraisal will need to be submitted as part of any planning application, which assesses the impact of the proposed development on the significance of the Grade II* Listed Registered Historic Park and Garden. I would also advise you to submit a separate pre-application enquiry to Historic England to ensure that they are on board with the proposal prior to your submission of a planning application.

The City's Tree Officer has reviewed the proposed topo plan. Please see attached a rough sketch where he has drawn where he considers there may be some potential issues with ground levels within the root protection areas (RPA) of the surrounding trees. He has assumed that the lines around the trees are correct RPA's i.e. 12 times DBH that would define an RPA? He advises that they look about right (particularly for the deciduous trees) but this should be checked. If these are not correct RPAs then a new tree survey to BS5837 would need to be carried out to inform any planning application. On the attached drawing the red hatching is an estimate of the likely excavation impact so far as the trees are concerned. It bulges out to the south west because it appears from the cross section that ground levels are lowered in this area to, I guess, even out the direction of the general slope around the memorial. However, there also appear to be bunds so he is not sure of this interpretation or the reason for the apparent excavation. He has assumed excavation for the kerbs towards the North West 'entrance'. The blue hatched areas are his impression of the positive grading within the RPAs.

The City's Tree Officer has explained that the combined effects of grading - positive and negative - should be less than 20% of the proper RPAs of the surrounding trees. The trees are all open grown and, with careful methods, an incursion of 20% will be achievable without tree removal. Presuming there is a solution for the 'bulge' to the South West and with some tweaking of the finished levels (whole memorial and locally in the surrounding area) it appears to him that the proposal is achievable. The City's Tree Officer advises that it will be necessary to upgrade the topo plan (Drawing 0003) with true RPAs or, preferably, undertake a BS5837 survey for those trees nearest the proposal. The benefit of a full survey, apart from properly defining the constraints, will be to also evaluate the condition of the trees.

The City's Ecologist advises that an Ecological Appraisal would not be required to support the proposed development".

6. Pedestrian and Vehicle Access, Roads and Rights of Way

Is a new or altered vehicle access proposed to or from the public highway?

☐ Yes ☒ No

Is a new or altered pedestrian access proposed to or from the public highway?

☐ Yes ☒ No

6. Pedestrian and Vehicle Access, Roads and Rights of Way

Are there any new public roads to be provided within the site?

☒ Yes ☐ No

Are there any new public rights of way to be provided within or adjacent to the site?

☒ Yes ☐ No

Do the proposals require any diversions/extinguishments and/or creation of rights of way?

☒ Yes ☐ No

7. Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste?

☒ Yes ☐ No

Have arrangements been made for the separate storage and collection of recyclable waste?

☒ Yes ☐ No

8. Authority Employee/Member

With respect to the Authority, I am:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

Do any of these statements apply to you?

☒ Yes ☐ No

9. Materials

Please state what materials (including type, colour and name) are to be used externally (if applicable):

OTHER - description:

Type of other material: Sculpture, hard and soft landscaping

Description of *existing* materials and finishes:

Description of *proposed* materials and finishes:

Sculpture- Stainless steel

Hard Landscaping- Granite

Soft Landscaping- Grass turf and wildflower turf

Are you supplying additional information on submitted plan(s)/drawing(s)/design and access statement?

☒ Yes ☐ No

If Yes, please state references for the plan(s)/drawing(s)/design and access statement:

115-GKA-00-00-DR-A-0001 EXISTING LOCATION PLAN

115-GKA-00-00-DR-A-0002 EXISTING SITE PLAN

115-GKA-00-00-DR-A-0003 PROPOSED SITE PLAN

115-GKA-00-00-DR-A-0010 PROPOSED SITE SECTION DIAGRAM 1

115-GKA-00-00-DR-A-0011 PROPOSED SITE SECTION DIAGRAM 2

115-GKA-00-00-DR-A-0012 PROPOSED SITE SECTION DIAGRAM 3

115-GKA-00-00-DR-A-0013 PROPOSED SITE SECTION DIAGRAM 4

115-GKA-00-00-DR-A-0100 GROUND FLOOR PLAN

115-GKA-00-00-DR-A-0200 PROPOSED SECTIONS

115-GKA-00-00-SK-A-0001 INFINITE WAVE DIMENSIONS

115-GKA-00-00-SK-A-0004 PLANNING DESIGN CHANGE PLAN

115-GKA-00-00-SK-A-0005 PLANNING DESIGN CHANGE SECTION

SOUSSE AND BARDO MEMORIAL- Planning Application Design Report

10. Vehicle Parking

No Vehicle Parking details were submitted for this application

11. Foul Sewage

Please state how foul sewage is to be disposed of:

Mains sewer

☐

Package treatment plant

☐

Unknown

☒

Septic tank

☐

Cess pit

☐

Other

☒

Other:

n/a

Are you proposing to connect to the existing drainage system?

☒ Yes ☐ No ☐ Unknown

If Yes, please include the details of the existing system on the application drawings and state references for the plan(s)/drawing(s):

115-GKA-00-00-DR-A-0003 PROPOSED SITE PLAN

115-GKA-00-00-DR-A-0100 GROUND FLOOR PLAN

12. Assessment of Flood Risk

Is the site within an area at risk of flooding? (Refer to the Environment Agency's Flood Map showing flood zones 2 and 3 and consult Environment Agency standing advice and your local planning authority requirements for information as necessary.)

☐ Yes ☒ No

If Yes, you will need to submit an appropriate flood risk assessment to consider the risk to the proposed site.

Is your proposal within 20 metres of a watercourse (e.g. river, stream or beck)?

☐ Yes ☒ No

Will the proposal increase the flood risk elsewhere?

☐ Yes ☒ No

How will surface water be disposed of?

☐ Sustainable drainage system

☒ Main sewer

☐ Pond/lake

☐ Soakaway

☐ Existing watercourse

13. Biodiversity and Geological Conservation

To assist in answering the following questions refer to the guidance notes for further information on when there is a reasonable likelihood that any important biodiversity or geological conservation features may be present or nearby and whether they are likely to be affected by your proposals.

Having referred to the guidance notes, is there a reasonable likelihood of the following being affected adversely or conserved and enhanced within the application site, OR on land adjacent to or near the application site:

a) Protected and priority species

☐ Yes, on the development site

☐ Yes, on land adjacent to or near the proposed development

☒ No

b) Designated sites, important habitats or other biodiversity features

☐ Yes, on the development site

☐ Yes, on land adjacent to or near the proposed development

☒ No

c) Features of geological conservation importance

☐ Yes, on the development site

☐ Yes, on land adjacent to or near the proposed development

☒ No

14. Existing Use

Please describe the current use of the site:

The proposed site is located East/South/East of the boating lake. The layout is an oval shape approximately 25m by 15m with a bank around the southeast corner. A path offers access to the site which is located in a small glen of trees which offer some natural screening of the area. The result is tranquility and privacy, with views of the lake. The memorial has been designed to fit within the natural clearing and follows the topography of the land to enable it to be constructed without damaging any trees.

Is the site currently vacant?

☐ Yes ☐ No

Does the proposal involve any of the following?

If yes, you will need to submit an appropriate contamination assessment with your application.

Land which is known to be contaminated?

☐ Yes ☐ No

Land where contamination is suspected for all or part of the site?

☐ Yes ☐ No

A proposed use that would be particularly vulnerable to the presence of contamination?

☐ Yes ☐ No

15. Trees and Hedges

Are there trees or hedges on the proposed development site?

☐ Yes ☐ No

And/or: Are there trees or hedges on land adjacent to the proposed development site that could influence the development or might be important as part of the local landscape character?

☐ Yes ☐ No

If Yes to either or both of the above, you may need to provide a full Tree Survey, at the discretion of your local planning authority. If a Tree Survey is required, this and the accompanying plan should be submitted alongside your application. Your local planning authority should make clear on its website what the survey should contain, in accordance with the current 'BS5837: Trees in relation to design, demolition and construction - Recommendations'.

16. Trade Effluent

Does the proposal involve the need to dispose of trade effluents or waste?

☐ Yes ☐ No

17. Residential Units

Does your proposal include the gain or loss of residential units?

☐ Yes ☐ No

Market Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Market Housing Total

Market Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Market Housing Total

Social Rented Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					

Social Rented Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					

17. Residential Units

Social Rented Housing - Proposed

	Number of bedrooms				
	1	2	3	4+	Unknown
Unknown					

Proposed Social Housing Total

Intermediate Housing - Proposed

	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Intermediate Housing Total

Key Worker Housing - Proposed

	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Key Worker Housing Total

Social Rented Housing - Existing

	Number of bedrooms				
	1	2	3	4+	Unknown
Unknown					

Existing Social Housing Total

Intermediate Housing - Existing

	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Intermediate Housing Total

Key Worker Housing - Existing

	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Key Worker Housing Total

18. All Types of Development: Non-residential Floorspace

Does your proposal involve the loss, gain or change of use of non-residential floorspace?

☐ Yes ☒ No

19. Employment

No Employment details were submitted for this application

20. Hours of Opening

No Hours of Opening details were submitted for this application

21. Site Area

What is the site area?

928.59

sq.metres

22. Industrial or Commercial Processes and Machinery

Please describe the activities and processes which would be carried out on the site and the end products including plant, ventilation or air conditioning. Please include the type of machinery which may be installed on site:

No Industrial or Commercial Processes and Machinery

Is the proposal for a waste management development?

☐ Yes ☒ No

If this is a landfill application you will need to provide further information before your application can be determined. Your waste planning authority should make clear what information it requires on its website.

23. Hazardous Substances

Is any hazardous waste involved in the proposal?

☐ Yes ☒ No

A. Toxic substances

Amount held on site

Tonne(s)

B. Highly reactive/explosive substances

Amount held on site

Tonne(s)

C. Flammable substances (unless specifically named in parts A and B)

Amount held on site

Tonne(s)

24. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

☐ Yes ☒ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

☒ The agent ☐ The applicant ☐ Other person

25. Certificates (Certificate A)

Certificate of Ownership - Certificate A

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/the applicant was the owner (owner is a person with a freehold interest or leasehold interest with at least 7 years left to run) of any part of the land to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding ("agricultural holding" has the meaning given by reference to the definition of "agricultural tenant" in section 65(8) of the Act).

Title: First name: Surname:

Person role:

Declaration date:

☒ Declaration made

26. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

☒ Date

REVISION REGISTER			
REV	DESCRIPTION	DATE	BY
1	Initial Design	15/01/2024	J. Smith
2	Revised Design	20/01/2024	J. Smith
3	Final Design	25/01/2024	J. Smith
4	Revised Design	30/01/2024	J. Smith
5	Final Design	05/02/2024	J. Smith
6	Revised Design	10/02/2024	J. Smith
7	Final Design	15/02/2024	J. Smith
8	Revised Design	20/02/2024	J. Smith
9	Final Design	25/02/2024	J. Smith
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16	Revised Design	30/03/2024	J. Smith
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DATE 08-11-2010 BY 60322 UCBAW

GEORGE KING ARCHITECTS
1000 15th Street, Suite 1000
San Francisco, CA 94103
415.774.2200
www.georgekingarchitects.com

PROJECT
SOUSSE & BARDO MEMORIAL

DRAWING NO.
115-GKA-00-00-DR-A-000

STATUS	SUITABILITY FOR INFORMATION	DESCRIPTION PRELIMINARY
S2		
REV		
03		





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1:200 @ A3

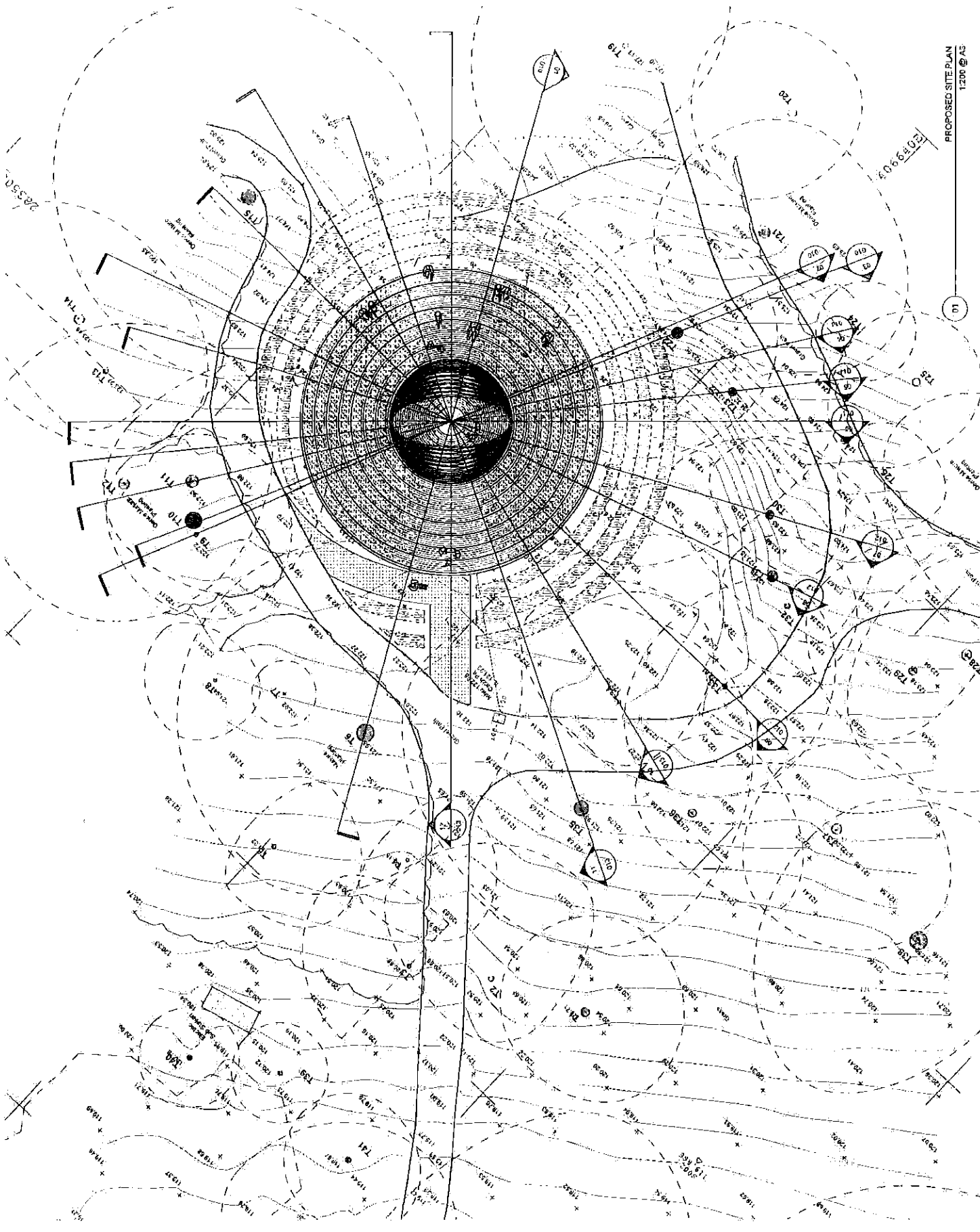
REVISION REGISTER			
NO.	DATE	BY	DESCRIPTION

NOTE
 1. ALL DIMENSIONS ARE IN METERS.
 2. THE PROPOSED SITE PLAN IS BASED ON THE 1:200 SCALE.
 3. THE PROPOSED SITE PLAN IS BASED ON THE 1:200 SCALE.
 4. THE PROPOSED SITE PLAN IS BASED ON THE 1:200 SCALE.
 5. THE PROPOSED SITE PLAN IS BASED ON THE 1:200 SCALE.

DESIGNER
 GEORGE KING ARCHITECTS
 115-GKA-00-00-DR-A-0003
CLIENT
 FOREIGN & COMMONWEALTH
 OFFICE
PROJECT
 SOUSSE & BARDO MEMORIAL

TITLE
 PROPOSED
 SITE
 PLAN
SCALE
 1:200 @ A3
DRAWN / CHECKED
 GKA / GKA
DATE
 25/10/2017

DRAWING NO.
 115-GKA-00-00-DR-A-0003
STATUS
 FOR INFORMATION
REV
 P3
DESCRIPTION
 PRELIMINARY



PROPOSED SITE PLAN
 1:200 @ A3



REVISION REGISTER

NO.	DATE	BY	REVISION
1	25/10/2017	GNA	ISSUED FOR INFORMATION
2	25/10/2017	GNA	ISSUED FOR INFORMATION
3	25/10/2017	GNA	ISSUED FOR INFORMATION
4	25/10/2017	GNA	ISSUED FOR INFORMATION
5	25/10/2017	GNA	ISSUED FOR INFORMATION
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19	25/10/2017	GNA	ISSUED FOR INFORMATION
20	25/10/2017	GNA	ISSUED FOR INFORMATION

NOTE

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DESIGNER

GEORGE KING ARCHITECTS
PARTNERS: GEORGE KING, JAMES KING
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CLIENT
FOREIGN & COMMONWEALTH
OFFICE

PROJECT
SOUSSE & BARDO MEMORIAL

TITLE
PLANNING SUBMISSION
DESIGN CHANGE
SUMMARY SECTION

SCALE
1/100 @ A3

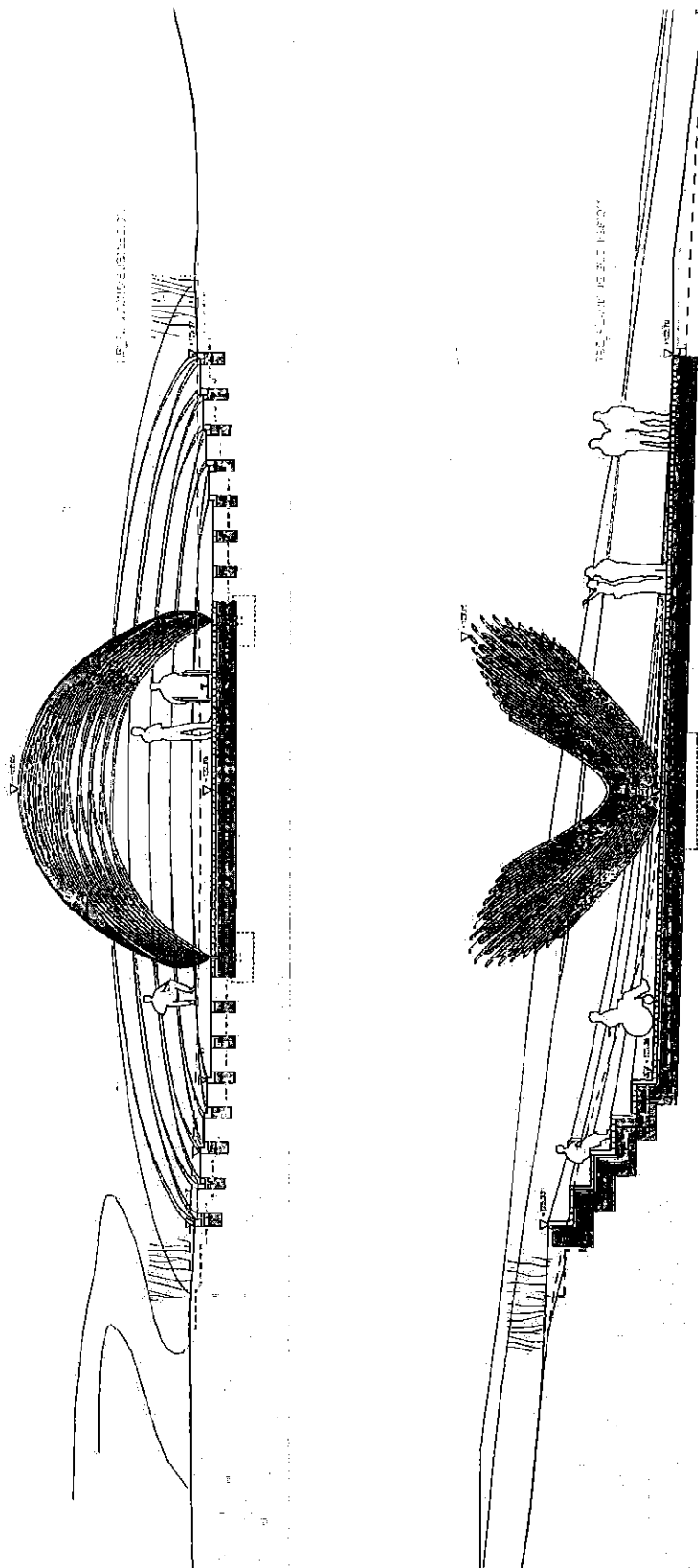
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DATE
25/10/2017

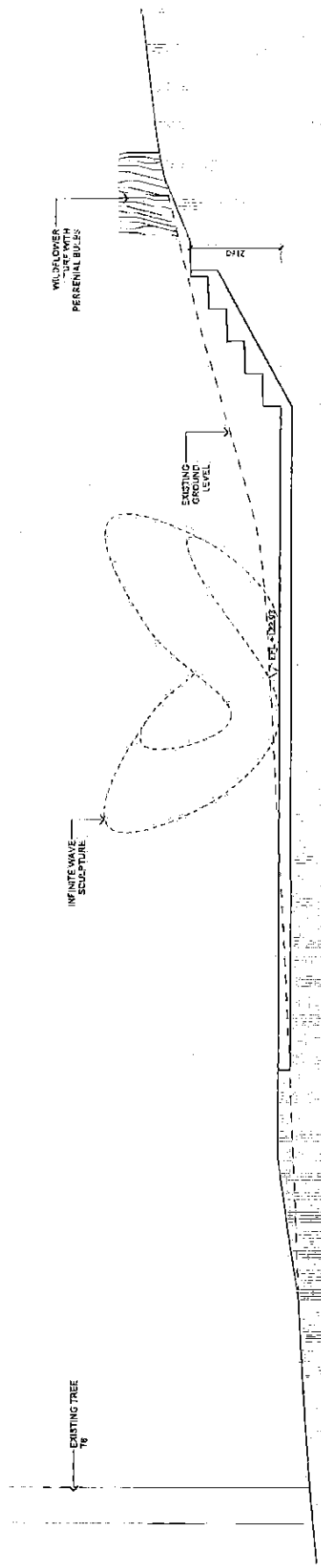
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STATUS
FOR INFORMATION

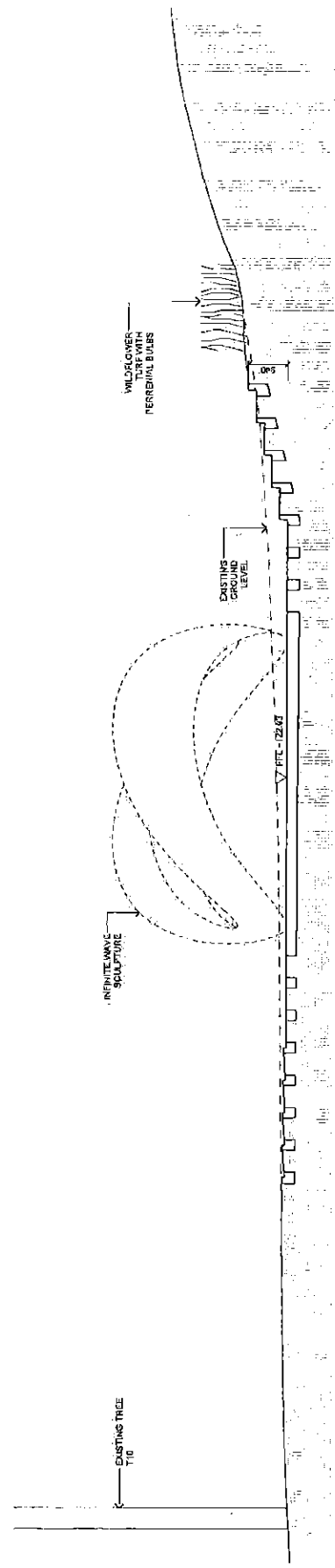
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P2
DESCRIPTION
PRELIMINARY



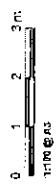
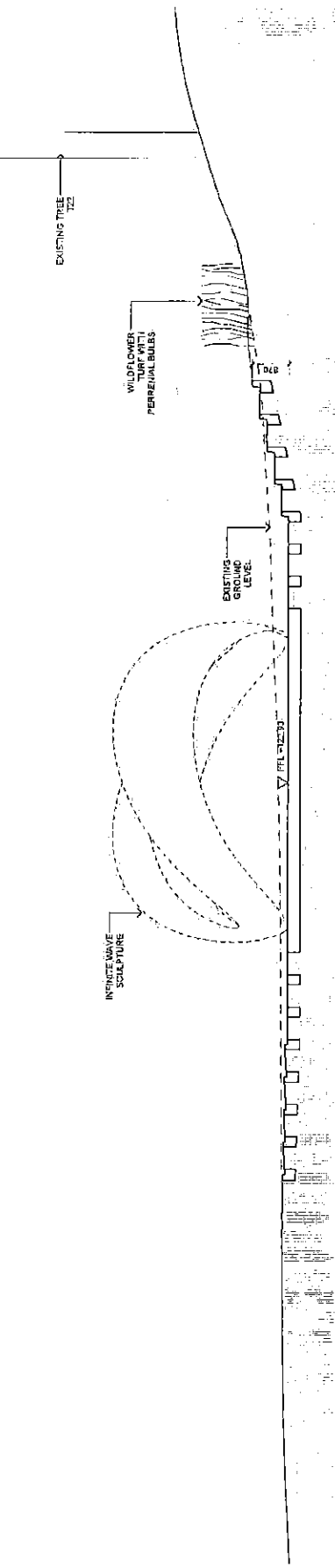
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1:100



SITE SECTION DIAGRAM 02
1:100



SITE SECTION DIAGRAM 03
1:100



REVISION REGISTER

NO.	DESCRIPTION	DATE
1	ISSUED FOR PERMIT	2017.01.10
2	ISSUED FOR PERMIT	2017.01.10
3	ISSUED FOR PERMIT	2017.01.10
4	ISSUED FOR PERMIT	2017.01.10
5	ISSUED FOR PERMIT	2017.01.10
6	ISSUED FOR PERMIT	2017.01.10
7	ISSUED FOR PERMIT	2017.01.10
8	ISSUED FOR PERMIT	2017.01.10
9	ISSUED FOR PERMIT	2017.01.10
10	ISSUED FOR PERMIT	2017.01.10

NOTE

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DESIGNER

GEORGEKING ARCHITECTS
115-GKA-00-00-DR-A-0010

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FOREIGN & COMMONWEALTH
OFFICE

PROJECT
SOUSSE & BARDO MEMORIAL

TITLE
PROPOSED
SITE SECTION DIAGRAMS
SHEET 1

SCALE
1:100 @ A3
DRAWN / CHECKED
GKA / GKA

DATE
24/11/2017

DRAWING NO.
115-GKA-00-00-DR-A-0010

STATUS
FOR INFORMATION
REV
DESCRIPTION
PRELIMINARY
P2



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61	61	10/27/00	10/27/00	10/27/00
62	62	10/27/00	10/27/00	10/27/

NOTE

THE INFORMATION IN THESE ADVERTISEMENTS IS UNCLASSIFIED BY 60320 UC

DATE 11/19/2013

REASON: 25X(1) (4) (1) (2) (3) (4) (5) (6) (7) (8) (9) (10) (11) (12) (13) (14) (15) (16) (17) (18) (19) (20) (21) (22) (23) (24) (25) (26) (27) (28) (29) (30) (31) (32) (33) (34) (35) (36) (37) (38) (39) (40) (41) (42) (43) (44) (45) (46) (47) (48) (49) (50) (51) (52) (53) (54) (55) (56) (57) (58) (59) (60) (61) (62) (63) (64) (65) (66) (67) (68) (69) (70) (71) (72) (73) (74) (75) (76) (77) (78) (79) (80) (81) (82) (83) (84) (85) (86) (87) (88) (89) (90) (91) (92) (93) (94) (95) (96) (97) (98) (99) (100) (101) (102) (103) (104) (105) (106) (107) (108) (109) (110) (111) (112) (113) (114) (115) (116) (117) (118) (119) (120) (121) (122) (123) (124) (125) (126) (127) (128) (129) (130) (131) (132) (133) (134) (135) (136) (137) (138) (139) (140) (141) (142) (143) (144) (145) (146) (147) (148) (149) (150) (151) (152) (153) (154) (155) (156) (157) (158) (159) (160) (161) (162) (163) (164) (165) (166) (167) (168) (169) (170) (171) (172) (173) (174) (175) (176) (177) (178) (179) (180) (181) (182) (183) (184) (185) (186) (187) (188) (189) (190) (191) (192) (193) (194) (195) (196) (197) (198) (199) (200) (201) (202) (203) (204) (205) (206) (207) (208) (209) (210) (211) (212) (213) (214) (215) (216) (217) (218) (219) (220) (221) (222) (223) (224) (225) (226) (227) (228) (229) (230) (231) (232) (233) (234) (235) (236) (237) (238) (239) (240) (241) (242) (243) (244) (245) (246) (247) (248) (249) (250) (251) (252) (253) (254) (255) (256) (257) (258) (259) (260) (261) (262) (263) (264) (265) (266) (267) (268) (269) (270) (271) (272) (273) (274) (275) (276) (277) (278) (279) (280) (281) (282) (283) (284) (285) (286) (287) (288) (289) (290) (291) (292) (293) (294) (295) (296) (297) (298) (299) (300) (301) (302) (303) (304) (305) (306) (307) (308) (309) (310) (311) (312) (313) (314) (315) (316) (317) (318) (319) (320) (321) (322) (323) (324) (325) (326) (327) (328) (329) (330) (331) (332) (333) (334) (335) (336) (337) (338) (339) (340) (341) (342) (343) (344) (345) (346) (347) (348) (349) (350) (351) (352) (353) (354) (355) (356) (357) (358) (359) (360) (361) (362) (363) (364) (365) (366) (367) (368) (369) (370) (371) (372) (373) (374) (375) (376) (377) (378) (379) (380) (381) (382) (383) (384) (385) (386) (387) (388) (389) (390) (391) (392) (393) (394) (395) (396) (397) (398) (399) (400) (401) (402) (403) (404) (405) (406) (407) (408) (409) (410) (411) (412) (413) (414) (415) (416) (417) (418) (419) (420) (421) (422) (423) (424) (425) (426) (427) (428) (429) (430) (431) (432) (433) (434) (435) (436) (437) (438) (439) (440) (441) (442) (443) (444) (445) (446) (447) (448) (449) (450) (451) (452) (453) (454) (455) (456) (457) (458) (459) (460) (461) (462) (463) (464) (465) (466) (467) (468) (469) (470) (471) (472) (473) (474) (475) (476) (477) (478) (479) (480) (481) (482) (483) (484) (485) (486) (487) (488) (489) (490) (491) (492) (493) (494) (495) (496) (497) (498) (499) (500) (501) (502) (503) (504) (505) (506) (507) (508) (509) (510) (511) (512) (513) (514) (515) (516) (517) (518) (519) (520) (521) (522) (523) (524) (525) (526) (527) (528) (529) (530) (531) (532) (533) (534) (535) (536) (537) (538) (539) (540) (541) (542) (543) (544) (545) (546) (547) (548) (549) (550) (551) (552) (553) (554) (555) (556) (557) (558) (559) (560) (561) (562) (563) (564) (565) (566) (567) (568) (569) (570) (571) (572) (573) (574) (575) (576) (577) (578) (579) (580) (581) (582) (583) (584) (585) (586) (587) (588) (589) (590) (591) (592) (593) (594) (595) (596) (597) (598) (599) (600) (601) (602) (603) (604) (605) (606) (607) (608) (609) (610) (611) (612) (613) (614) (615) (616) (617) (618) (619) (620) (621) (622) (623) (624) (625) (626) (627) (628) (629) (630) (631) (632) (633) (634) (635) (636) (637) (638) (639) (640) (641) (642) (643) (644) (645) (646) (647) (648) (649) (650) (651) (652) (653) (654) (655) (656) (657) (658) (659) (660) (661) (662) (663) (664) (665) (666) (667) (668) (669) (670) (671) (672) (673) (674) (675) (676) (677) (678) (679) (680) (681) (682) (683) (684) (685) (686) (687) (688) (689) (690) (691) (692) (693) (694) (695) (696) (697) (698) (699) (700) (701) (702) (703) (704) (705) (706) (707) (708) (709) (710) (711) (712) (713) (714) (715) (716) (717) (718) (719) (720) (721) (722) (723) (724) (725) (726) (727) (728) (729) (730) (731) (732) (733) (734) (735) (736) (737) (738) (739) (740) (741) (742) (743) (744) (745) (746) (747) (748) (749) (750) (751) (752) (753) (754) (755) (756) (757) (758) (759) (760) (761) (762) (763) (764) (765) (766) (767) (768) (769) (770) (771) (772) (773) (774) (775) (776) (777) (778) (779) (780) (781) (782) (783) (784) (785) (786) (787) (788) (789) (790) (791) (792) (793) (794) (795) (796) (797) (798) (799) (800) (801) (802) (803) (804) (805) (806) (807) (808) (809) (810) (811) (812) (813) (814) (815) (816) (817) (818) (819) (820) (821) (822) (823) (824) (825) (826) (827) (82

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PROJECT
SOUSSE & BARDU MEMORIAL

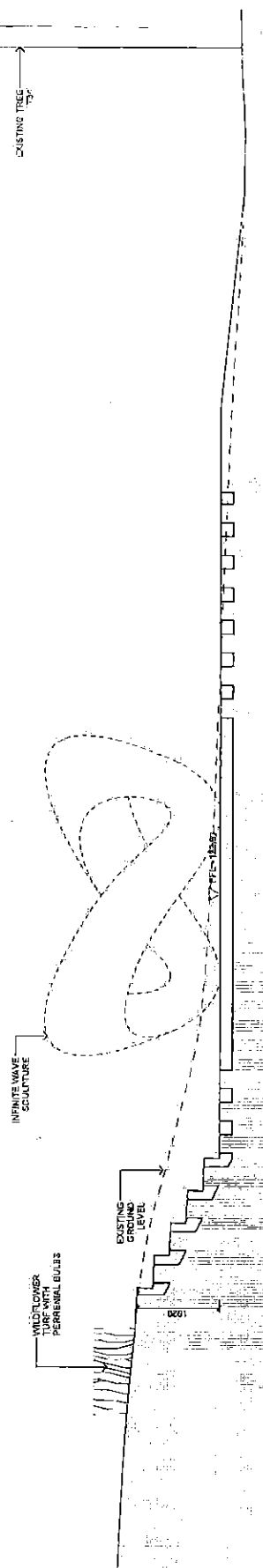
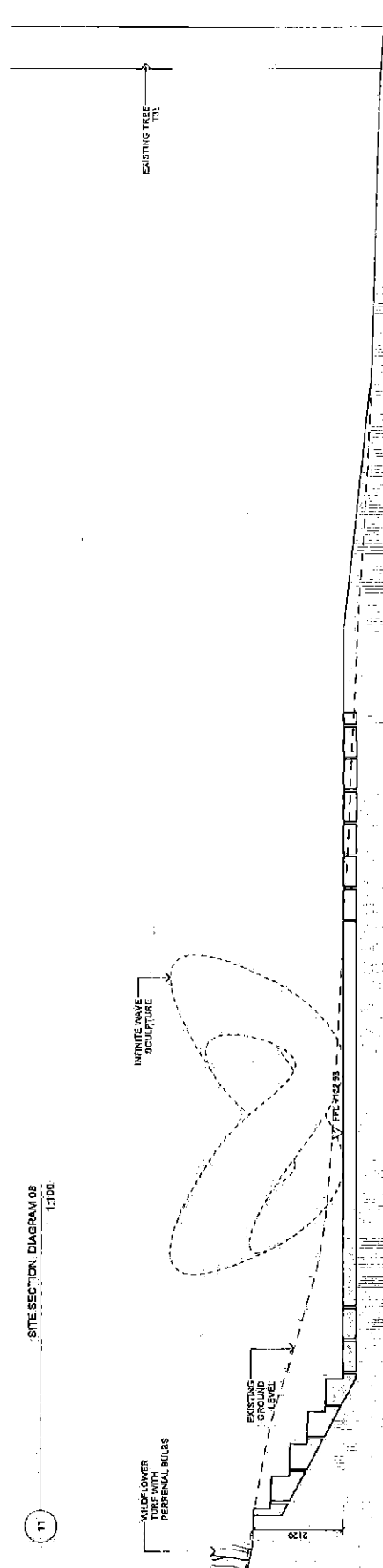
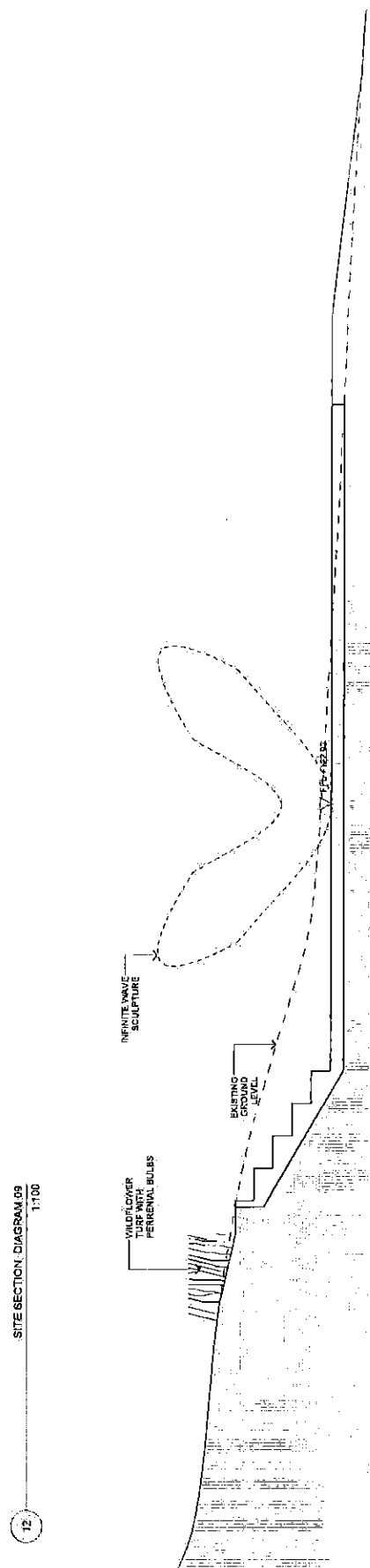
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SHEET 4

SCALE
1/100 @ A3
DRAWN / CHECKED
GKA / GKA

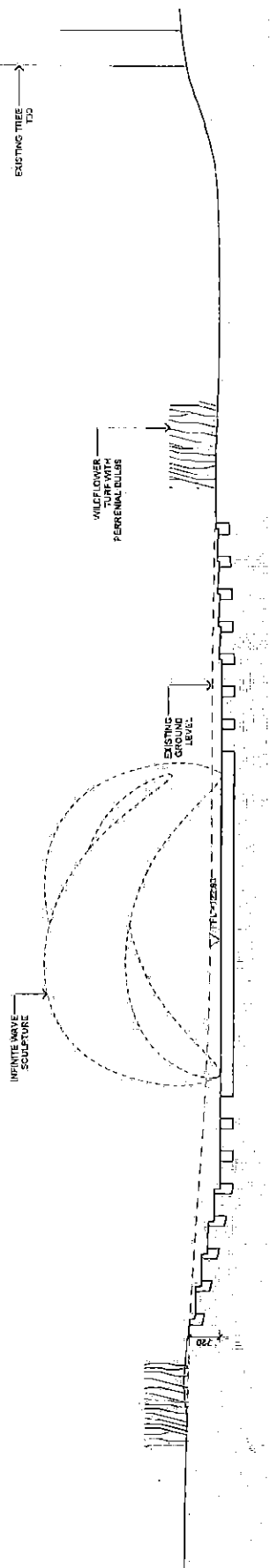
DATE 24/11/2017

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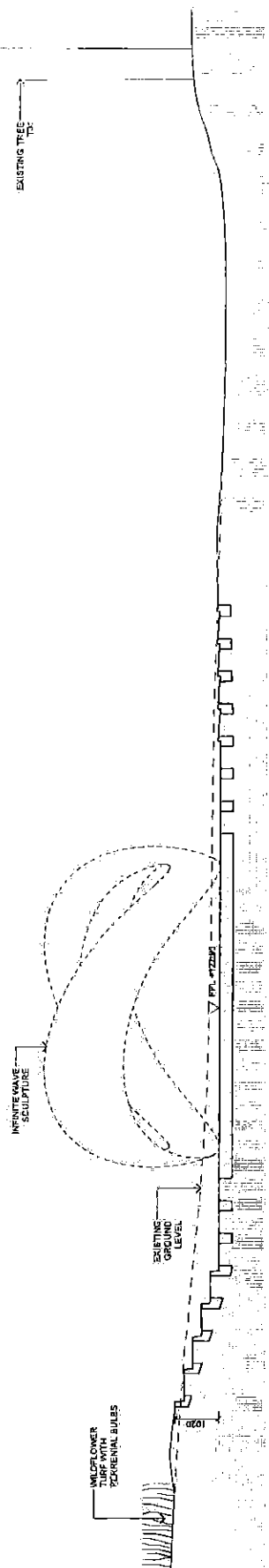
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S2	DESCRIPTION PRELIMINARY

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1:100

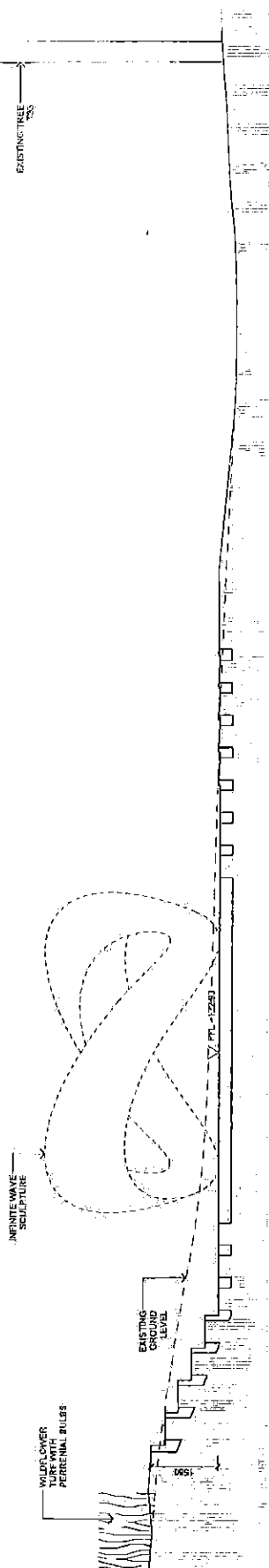
07 SITE SECTION DIAGRAM 07 1:100



08 SITE SECTION DIAGRAM 08 1:100



09 SITE SECTION: DIAGRAM 09 1:100

[illegible]

NOTE

DESIGNER
GEORGE KING ARCHITECTS
www.georgekingarchitects.com
10000 Sunset Blvd, Suite 1000, Los Angeles, CA 90068

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PROJECT
SOUSSSE & BARD MEMORIAL

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SHEET 3

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1/100 @ A3

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P2 PRELIMINARY

SOUSSE AND BARDO MEMORIAL
Planning Application Design Report
December 2017

Volume 1

GEORGEKINGARCHITECTS



Project Title

Sousse and Bardo Memorial

Document Reference Number

115-GKA-00-00-RP-A-0004

Agent

George King Architects

Applicant

Foreign & Commonwealth Office-
(Philippa Greenwood- Project Lead)

Site Address

Cannon Hill Park, Russell Road, Moseley,
Birmingham, B13 8RD

Prepared For

Andrew Contoy,
Principal Planning Officer
Planning and Regeneration
Birmingham City Council

Details of Proposed Works

Construction of a Memorial to the Victims of the 2015 Sousse and Bardo Terrorist Attacks within Cannon Hill Park, Birmingham incorporating a permanent sculpture and hard and soft landscaping works to the surrounding area. The purpose of the Memorial is to provide a permanent tribute to those who lost their lives in the atrocious attacks in Sousse and Bardo and to offer a place of remembrance, commemoration and reflection for all those affected. The design for the memorial was chosen following a design competition run by the Foreign & Commonwealth Office with input from a panel of experts including representatives from Birmingham City Council Parks Department.

Details of Current Use

The proposed site is located East/South/East of the boating lake. The layout is an oval shape approximately 25m by 15m with a bank around the southeast corner. A path offers access to the site which is located in a small glen of trees which offer some natural screening of the area. The result is tranquility and privacy with views of the lake. The memorial has been designed to fit within the natural clearing and follows the topography of the land to enable it be constructed without damaging any trees.

Site Background

Cannon Hill Park is one of Birmingham's best known parks and is located next to Edgbaston Cricket Ground. There are two existing memorials in the Park; a 1906 granite and bronze memorial by Albert Toft dedicated to those who died in the Second Boer War, and a memorial by William Haywood commemorating the Scouts who fell in both World Wars unveiled on 27 July 1924.

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02 DESIGN

02.01 Introduction

This report has been prepared by George King Architects Ltd under the appointment of The Foreign and Commonwealth Office in support of an application for full planning permission.

The report describes the proposed creation of a permanent memorial to the 2015 Sousse & Bardo Terror Attacks to be located in Cannon Hill Park, Birmingham.

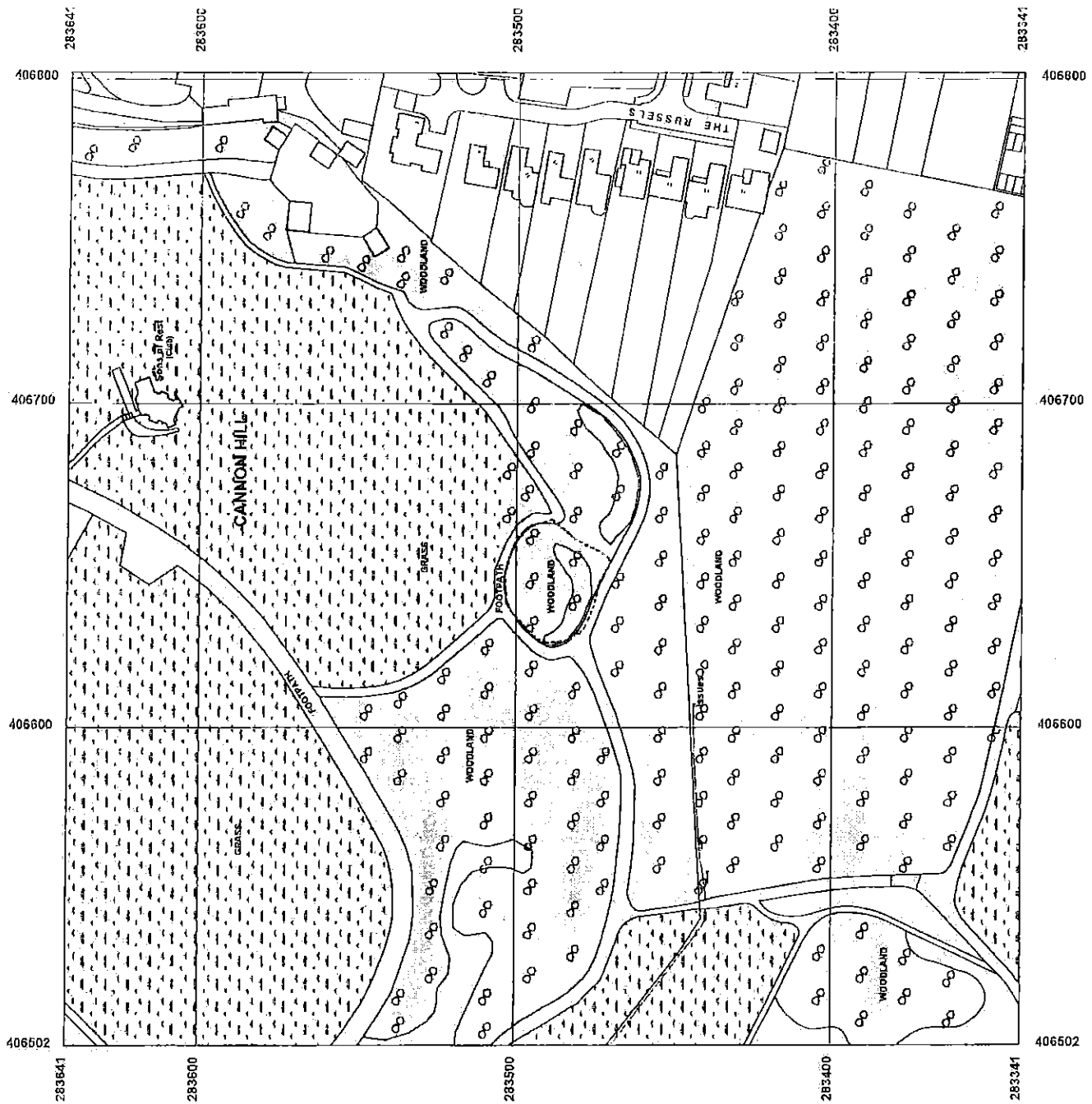
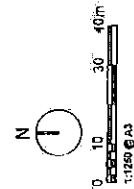
02 DESIGN

02.02 Background

On 18 March 2015, three militants attacked the Bardo National Museum in the Tunisian capital city of Tunis. What was initially a hostage situation resulted in twenty-two deaths, including one British National. On 26th June 2015, in the resort of Port El Kantaoui, a few kilometres north of the city of Sousse, Tunisia, a terrorist attacked tourists on the beach. He continued his attack into the Imperial Mahaba Hotel and onto the streets, where he was shot dead by Tunisian security forces. Thirty-eight people were killed, including thirty British nationals. The Sousse attack was the worst incident of terrorism involving British nationals since the 7/7 attacks in London. Over five hundred households and up to two thousand British Nationals were affected.

Shortly after the Sousse attack, a Ministerial Committee was established to coordinate the Government's response and provision of support to bereaved families and victims. The creation of a permanent memorial commemorating the British victims of these two terrorist attacks was proposed. The 2015 Sousse and Bardo Memorial.

The Foreign & Commonwealth Office (FCO) was tasked to lead the process of commissioning and installing a memorial to the victims of these terrible attacks. A design competition was held in 2017 to find an appropriate design. The competition involved a jury of experts and consultation with the affected families. In October 2017 the design described in this report was chosen as the preferred design.



02 DESIGN

02.03 Site

In 2016, a consultation was held with the British families affected by the two attacks to allow them to have a say on the preferred location for the Memorial. With the affected families spread across the length and breadth of the United Kingdom, Cannon Hill Park in Birmingham was chosen as the site which came closest to meeting the views expressed by the families on location and accessibility.

Cannon Hill Park is one of Birmingham's best known parks and is located next to Edgbaston Cricket Ground. The Park is large and popular, with plenty of activities on offer to the public, including a small zoo, an art gallery and a mini fairground. Despite these features, there are plenty of peaceful and secluded areas. The proposed site is located East/South/East of the boating lake. The layout is an oval shape approximately 25m by 15m with a bank

around the southeast corner. A path offers access to the site which is located in a small glen of trees which offer some natural screening of the area. The result is tranquility and privacy, with views of the lake.

There are two existing memorials in the Park, a 1906 granite and bronze memorial by Albert Toft dedicated to those who died in the Second

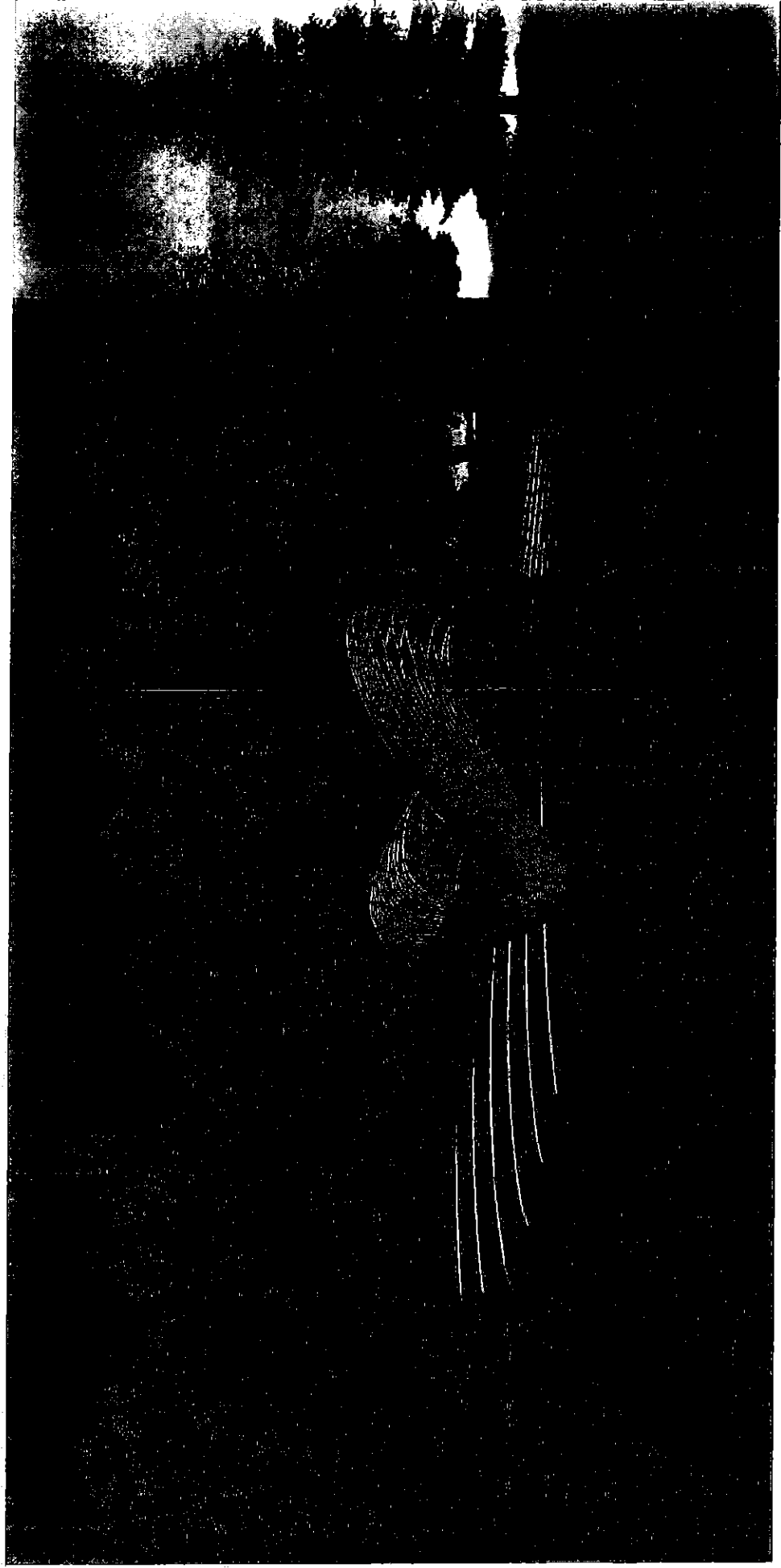
Boer War, and a memorial by William Haywood commemorating the Scouts who fell in both World Wars unveiled on 27 July 1924.



02.04. Design Concept

The proposed design for the Sousse and Bardo memorial is inspired by the fluid geometry of flowing water, frozen in place, as if time has stood still at the moment of the attack. This has been chosen not only because of the proximity of the events in 2015 to the sea but also as it represents a symbol of the cycle of life.

Water can be calm or destructive. Peaceful or energetic. It is transient and ephemeral, constantly shifting in form and shape. Our sculpture will freeze the water in a single moment to represent how for the victims of the attacks and their families time stood still on that day. By doing so we reveal the beauty and intricacy of water that is rarely seen, the subtle ripples and waves, the streams of miniature mountains and valleys along its surface.



02.05 Sculpture

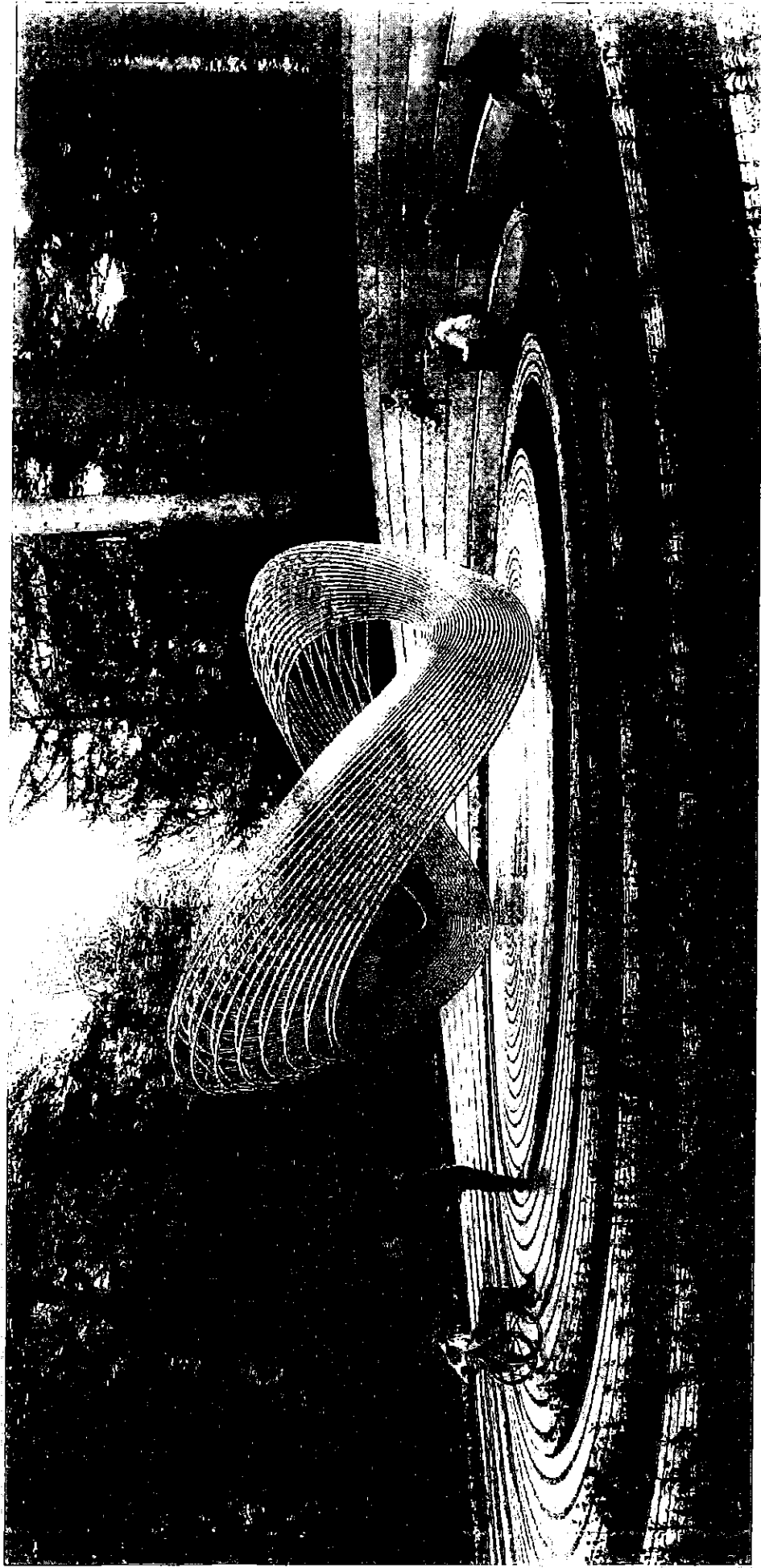
Water, when frozen in time and examined closely is not formed from a single surface but instead consists of many individual streams, with their own ridges, ripples and paths but flowing together in a common direction. The centre piece of our memorial contains a sculpture titled "Infinite Wave" which recreates a single wave formed from 31 individual streams, one for each British national who lost their lives in the attacks. Each stream is

formed from a graceful twisting and turning stainless steel tube. This material has been chosen for its reflective qualities which adds to the water like appearance of the form, creating a dynamic sculpture that reflects the trees, sunlight and natural landscape surrounding it.

Each one of the streams is unique and has its own path but they all flow together to create a

single form. The streams diverge in places, they twist and turn but always return. As visitors to the sculpture inspect the graceful, calm geometry of the sculpture they can trace the path of each stream, an act which reveals that the threads are not discrete individual elements but instead flow into each other. What at first appearance appears to be 31 individual threads are all in fact part of a single much longer continuous thread, eventually

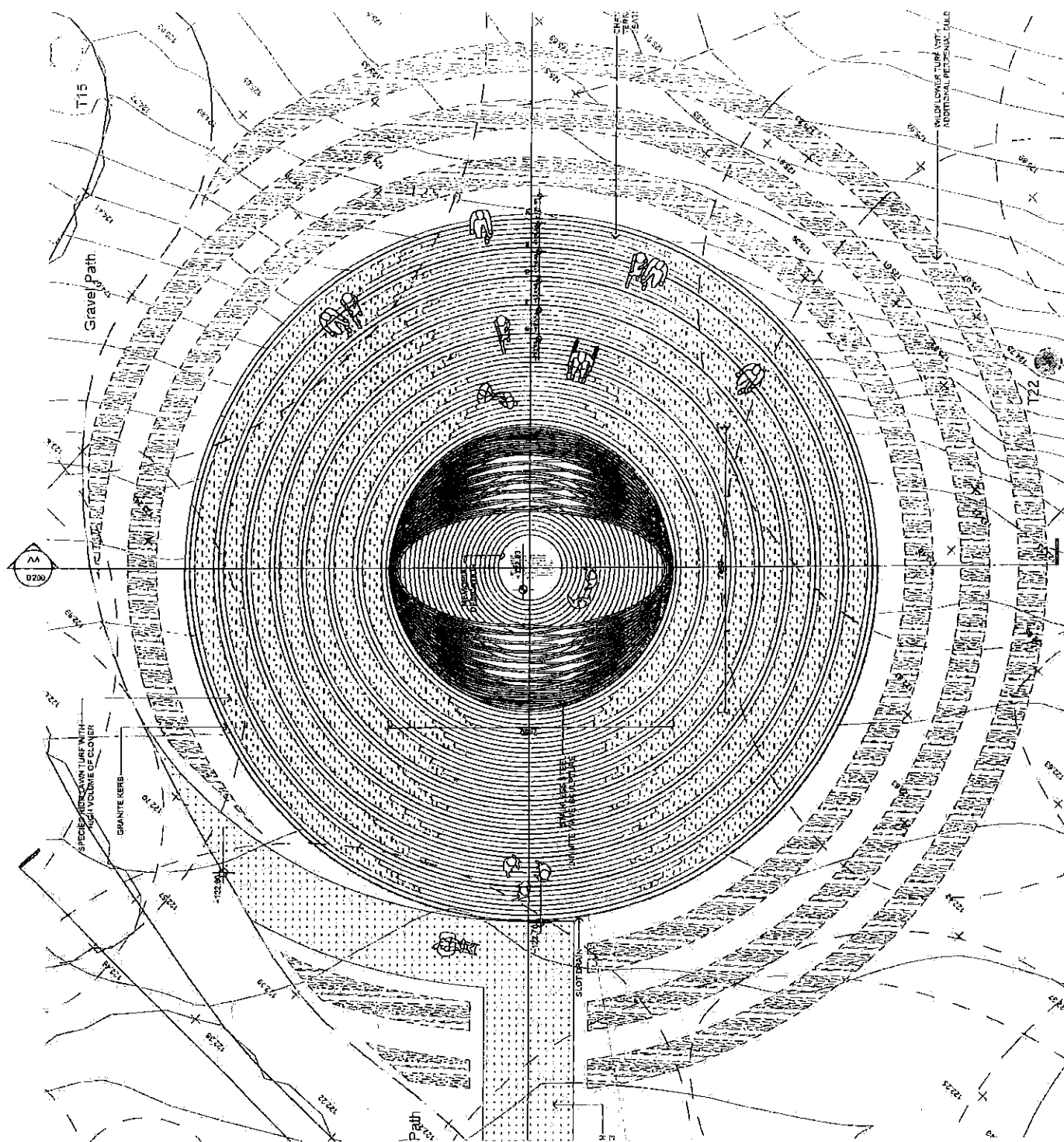
looping back in on itself and beginning again. The form of the overall wave has been carefully designed to be appreciated from many angles. In plan it is a pure circular form, a symbol of continuity. When approached from the front the sculpture forms a simple arch which welcomes visitors inside. When viewed diagonally the form shifts to create the mathematical symbol of infinity, ∞ . As visitors move further around to view the sculpture from the side the form shifts again to create a pair of wings, a symbol of peace and hope.



02 DESIGN

02.06 Landscape Design

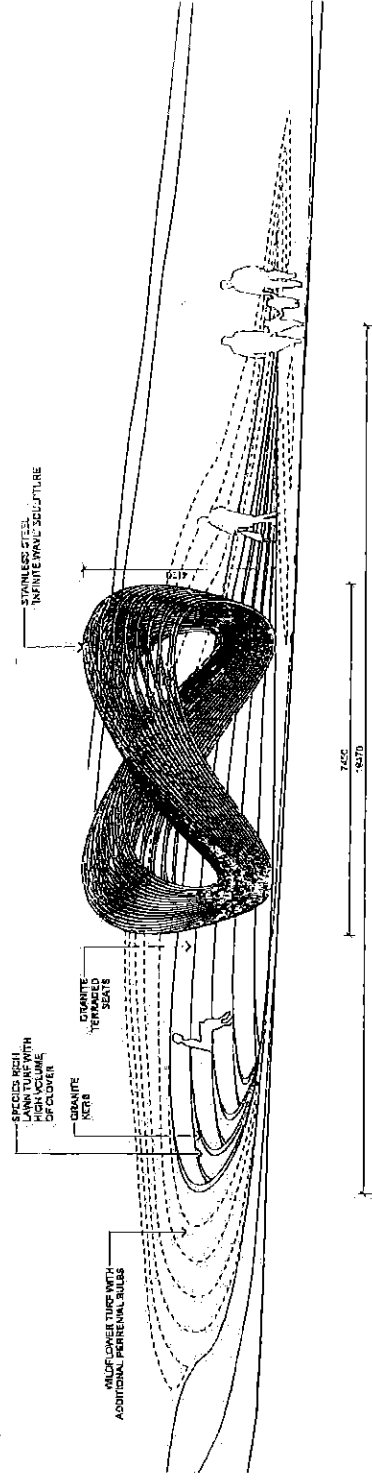
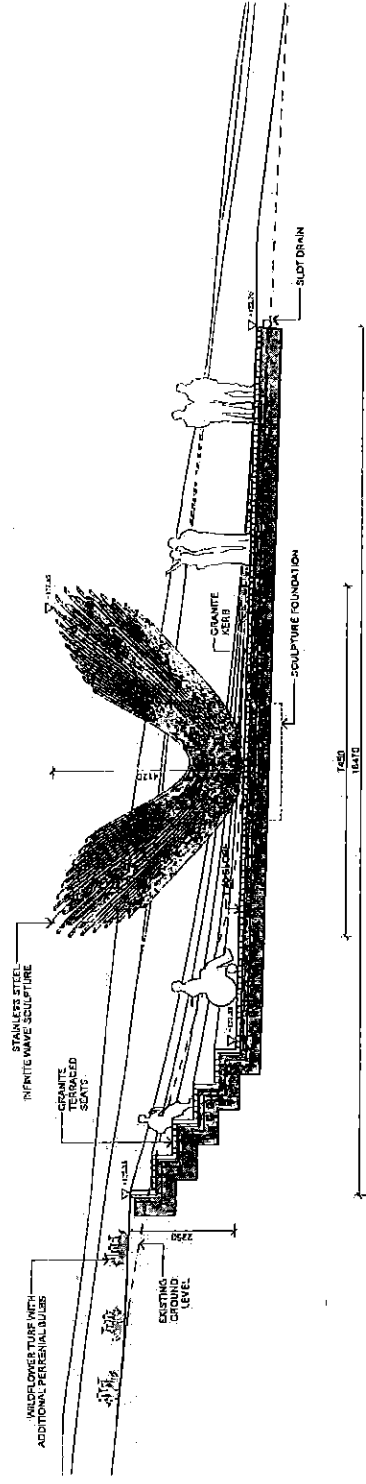
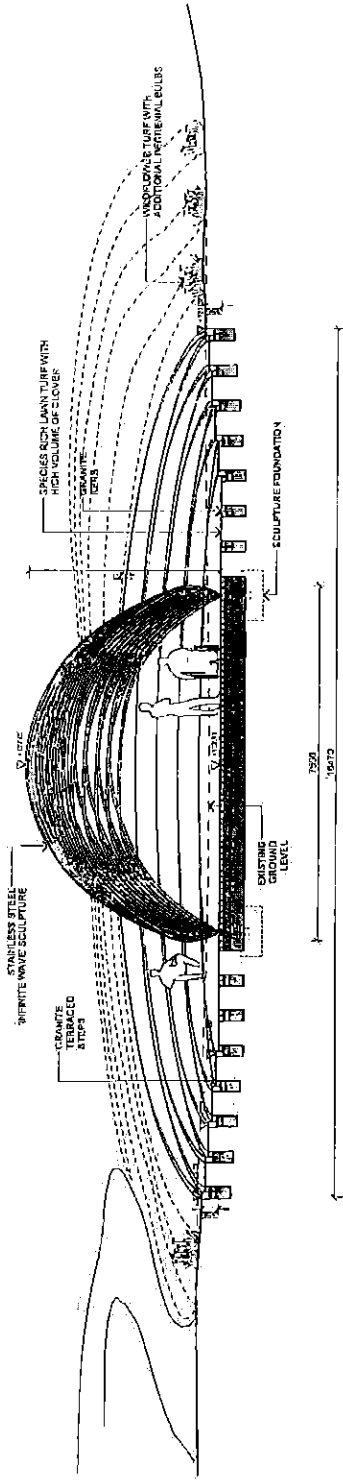
The landscape surrounding the sculpture continues the theme of water. It is conceived as a series of ripples that flow in concentric circles from the centre of the sculpture. The ripples represent the impact that the events in 2015 had beyond those that lost their lives. They represent the survivors, the families of the victims, the local communities, the national heartache and the global loss. They reflect how the impact of such tragic events is felt by an enormous number of people in many different locations.



02 DESIGN

02.07 Structure

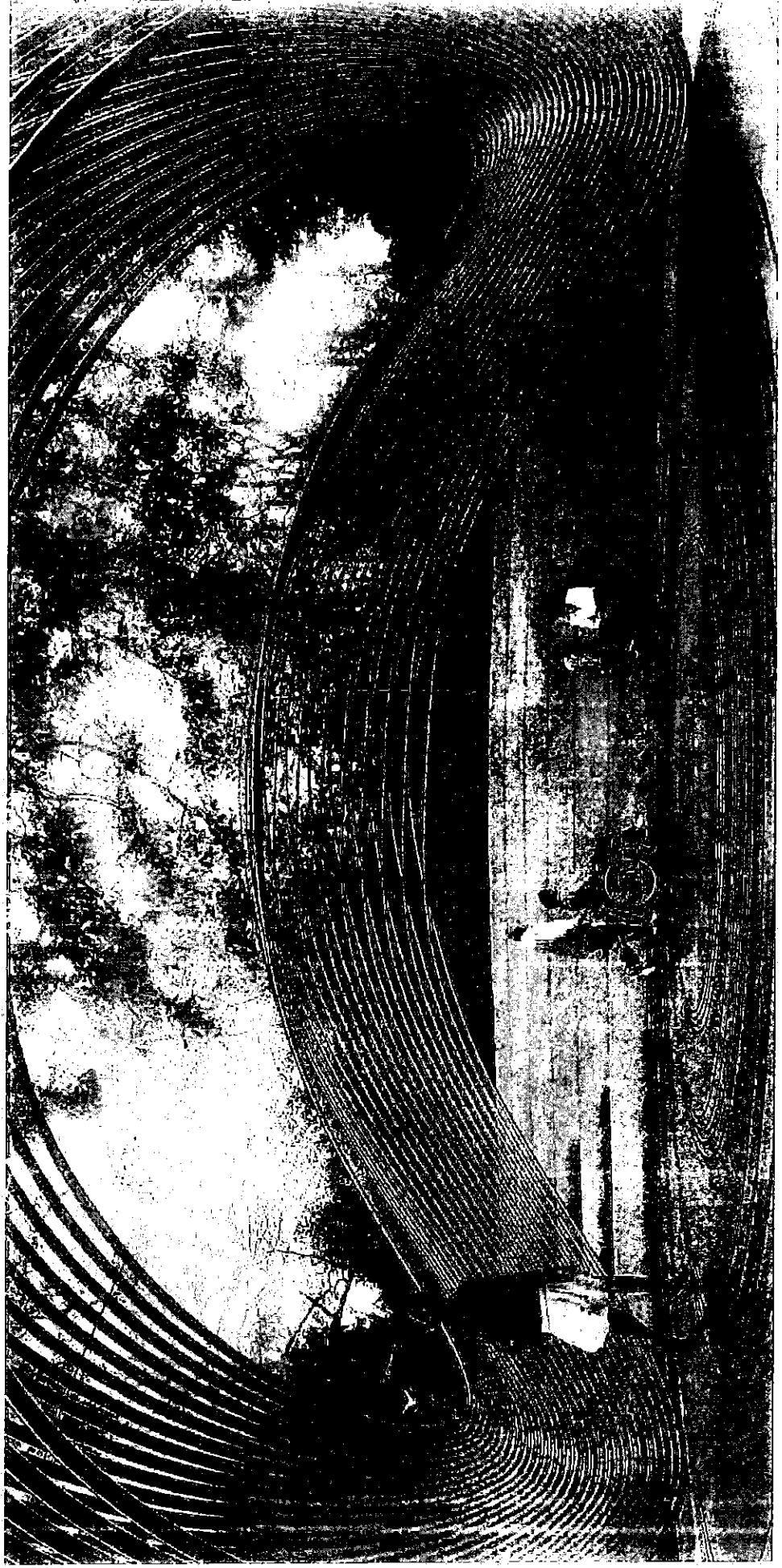
The geometry of the sculpture has been designed to create a delicate but structurally strong form. It is formed from 42mm diameter stainless tubes which will be CNC bent to the correct radius. In the areas where the geometry touches the ground, the tubes converge allowing them to be welded together to create a single rigid steel wall. The pipes diverge at the place of least stress towards the top of the arches. In these areas they will be braced with stainless steel rods. The structure is supported by two steel base plates which are welded to the structure where the pipes converge below ground level. These base plates will then be bolted to two concrete slabs which will be poured in-situ.



02 DESIGN

02.08 Construction

The main sculpture will be prefabricated entirely off site in two halves to allow for easy transportation. Whilst this work is taking place hard and soft landscaping works can continue on site in parallel, including the pouring of the foundation slabs required for the sculpture. The sculpture will then be delivered to site and bolted to the foundation slabs. The two halves will be joined together using a socket joint at the end of each tube. A concealed flush fixing at the top of the tube will firmly locate the tubes together with only a hairline joint which will be barely visible as it is located at the highest point of the sculpture.



02 DESIGN

02.09 Planting

Our strategy for planting is to protect and enhance. This means that firstly we have carefully designed the scheme in a way that prevents damage to the existing trees that surround the site allowing them to continue to thrive. Our design responds to the natural clearing created within these trees.

Secondly our aim is to enhance the site with a selection of plants that are suitable for these surroundings. In addition to the grass used within the 'green seats' we have specified shade tolerant wild flower turf which has been developed to thrive in shaded areas beneath trees with minimal maintenance. It is made up of 41 different species of wildflowers and grasses, with a minimum of 75% wildflowers to produce a bio-diverse habitat supporting birds, mammals, bees, butterflies and other invertebrate species. This will be enhanced with a selection of perennial bulbs such as daffodils which have been selected to bloom in March and June on the anniversary of the attacks.

02.10 Accessibility

The landscape has been designed with accessibility for everyone as a primary objective. To achieve this the site has largely be levelled with a shallow gradient for drainage over the majority of the site which will allow access for wheelchair users, ambulant disabled and elderly users. At the rear of the site the landscaping follows the natural topography of the ground which will be terraced to create a seating amphitheatre. Space is provided at the front of this amphitheatre for wheelchair users.

The landscape is formed from a combination of planting and hard landscaping materials such as granite. We have ensured that a clear path of granite is available through the centre of the scheme, allowing wheelchair users to access the sculpture and the amphitheatre beyond. The granite is etched with a circular pattern that creates a tactile surface to reduce the likelihood of slips.

02.11 Crowd Control / Visitor Flow

The landscape has been designed to be largely open with generous flat surfaces for gathering and an amphitheatre for seating to allow a large number of visitors simultaneously. This open design is extended to the sculpture itself where visitors can gather within or look at from outside. The circular form of the landscape also has a wide opening onto the existing adjacent path which eliminates the possibilities of pinch points which would inhibit crowd flow.

02.12 Sustainability / Materials

Sustainability is at the heart of every project that we work on. For this project, our approach begins with the careful selection of materials from sustainable sources that are chosen for their durability and longevity. This memorial will exist for generations and so we have chosen materials such as granite and stainless steel that will stand the test of time, will not need replacing during its lifespan and that will require very limited maintenance.

The careful integration of planting is also important. We have chosen shade tolerant wild-flower turf which produces a bio-diverse habitat supporting birds, mammals, bees, butterflies and other invertebrate species. The sustainable approach in landscaping also includes our strategy of using the natural topography of the site to create our seating amphitheatre without the need to complete large amount of earth works and without disturbing the existing trees and plants surrounding the site.

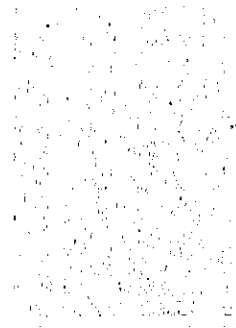
MATERIAL PALETTE



Shade Tolerant Wildflower Turf



Green Seats



Granite



Stainless Steel Sculpture



Engraved Granite Plaque



Etched Granite Ripples

02.13 Durability

Our approach to durability and resistance to vandalism comes firstly from the selection of materials. Granite and stainless steel have been chosen as two predominate materials, both of which are extremely hard, tough and durable. Both of the materials are resistant to being spray painted or otherwise marked and can be easily and effectively cleaned if required.

02.14 Climbing Prevention

We have been careful to design a public sculpture and landscape that strikes a balance between being tactile, warm and welcoming whilst also discouraging children from climbing on areas that could be consider sensitive. Our approach to this begins with the sculpture itself, the geometry of which is designed so that at places where it touches the ground it forms a solid vertical wall that is too high for people to climb on. We have also designed the sculpture to eliminate any horizontal surfaces that might be tempting for people to sit on, whilst providing large areas of terraced seating nearby which will be a more obvious and respectful place for people to sit and for children to play among the wildflowers and grass.

02.15 Maintenance

As described above, our selection of high quality, durable granite and stainless steel means that maintenance to the sculpture and hard landscaping will be kept to an absolute minimum. Likewise maintenance of the planting areas will also be minimised. The shade tolerant wildflower turf is drought resistant and has been chosen as a hardy and durable species that will thrive in shady areas with minimal attention. The grass for the green seat areas within the amphitheatre will require cutting once a week in the summer and infrequently in the winter and this can be done with equipment already in use at the park.

02.16 Health And Safety

Our health and safety strategy includes the use of a textured surface granite paving slabs with ridges to create an anti-slip surface. The landscape has been designed to be flat to remove the risk of trips. The gently sloped terrace design contains no large drops to remove the risk of falling. The sculpture contains no sharp corners or points that might cause harm and the edges of all the kerbs will be rounded.

DEDICATION ENGRAVING OPTIONS



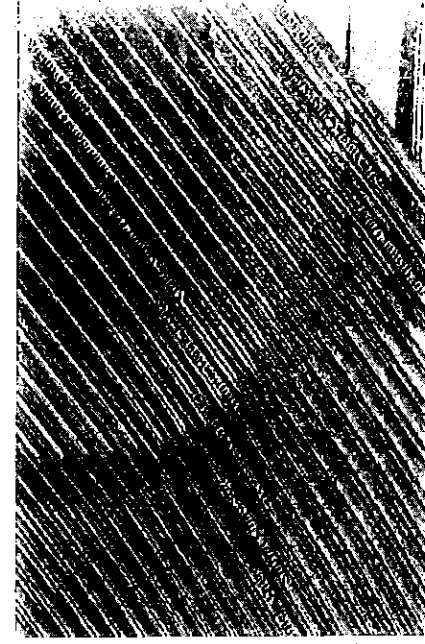
Dedication Option 1

Names and dedication engraved into central granite plaque



Dedication Option 2

Names and dedication engraved into granite amphitheatre steps



Dedication Option 3

Names engraved onto stainless steel sculpture

02 DESIGN

02.17 Drainage

Drainage of the site is provided by slot drains at around the edge of the flat hard landscaped area. This area will have a minimum gradient of 1 in 40 to allow surface water to drain towards the slot drain. This strategy is complemented by large areas of soft landscaping.



SOUSSE AND BARDO MEMORIAL - PLANNING APPLICATION DESIGN REPORT

SOUSSE AND BARDO MEMORIAL
Planning Application Design Report
December 2017

Volume 2

GEORGEKINGARCHITECTS



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03.01 Pre-Planning Submission

The project was submitted to pre-planning on the 2nd of November 2017. The submission included:

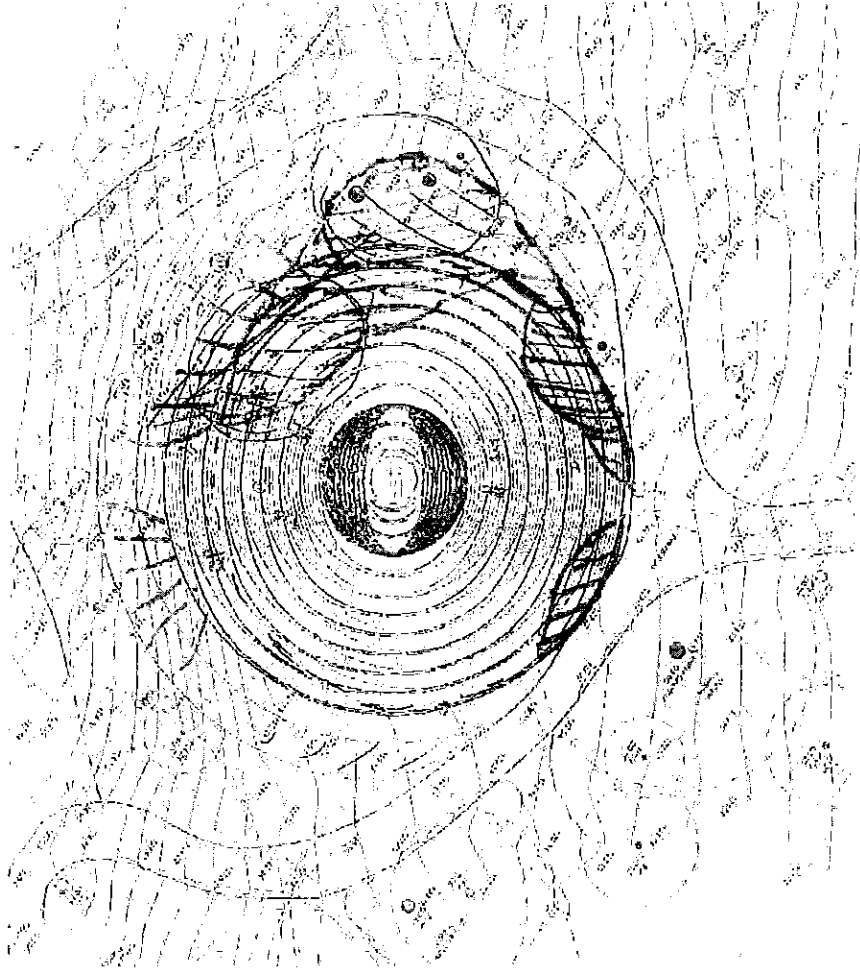
- Pre-application Report
- Full set of architectural drawings
- Pre-application Advice Form

03.02 Pre-Planning Response

A response to our Pre-planning Submission was received on 29th November 2017.

As previously discussed the response (shown opposite) indicated the need for a full tree survey to BS5837 and for careful design to minimise damage to existing trees. This has now taken place.

The response also noted the need for a heritage appraisal which has also taken place.



Tree Officer Sketch

GKA Studio

From: Andrew Conroy <Andrew.Conroy@btimingham.gov.uk>
Sent: 29 November 2017 20:22
To: studio@georgekingarchitects.com
Subject: Pre-Application Enquiry Response 2017/05611/PA - Cannon Hill Park
Attachments: Scan-to-Me from 10.65 - 11.24 113812.pdf

Dear Mr King,

Thank you for the above pre-application enquiry for the proposed construction of a memorial sculpture within Cannon Hill Park. I have reviewed Drawing Nos. 0001 Rev P1, 0002 Rev P1, 0003 Rev P1, 0004 Rev P1, 0200 Rev P1, JUT-18471-2D, and the Pre-Planning Application Report Oct 2017. I have liaised with our Conservation Officer, Ross Brazier, Tree Officer, Richard Wood and Ecologist, Nicola Farrin.

I consider the design, location, scale and materials of the proposed sculpture would likely be acceptable.

The City's Conservation Officer has raised no objection to the proposed development in principle. However, he has recommended that a Heritage Appraisal will need to be submitted as part of any planning application, which assesses the impact of the proposed development on the significance of the Grade II* Listed Registered Historic Park and Garden. I would also advise you to submit a separate pre-application enquiry to Historic England to ensure that they are on board with the proposal prior to your submission of a planning application.

The City's Tree Officer has reviewed the proposed topographical plan. Please see attached a rough sketch where he has drawn where he considers there may be some potential issues with ground levels within the root protection areas (RPA) of the surrounding trees. He has assumed that the lines around the trees are correct RPA's i.e. 12 times DSH that would define an RPA? He advises that they look about right (particularly for the deciduous trees) but this should be checked. If these are not correct RPAs then a new tree survey to BS5837 would need to be carried out to inform any planning application. On the attached drawing the red hatching is an estimate of the likely excavation impact so far as the trees are concerned. It bulges out to the south west because it appears from the cross section that ground levels are lowered in this area to, I guess, even out the direction of the general slope around the memorial. However, there also appear to be bunds so he is not sure of this interpretation or the reason for the apparent excavation. He has assumed excavation for the kerbs towards the North West 'entrance'. The blue hatched areas are his impression of the positive grading within the RPAs.

The City's Tree Officer has explained that the combined effects of grading - positive and negative - should be less than 20% of the proper RPAs of the surrounding trees. The trees are all open grown and, with careful methods, an incision of 20% will be achievable without tree removal. Presuming there is a solution for the 'bulge' to the South West and with some tweaking of the finished levels (whole memorial and locally in the surrounding area) it appears to him that the proposal is achievable.

The City's Tree Officer advises that it will be necessary to upgrade the topographical plan (Drawing 0003) with true RPA's or, preferably, undertake a BS5837 survey for those trees nearest the proposal. The benefit of a full survey, apart from properly defining the constraints, will be to also evaluate the condition of the trees. He explains that he imagines that it is your intention to retain all of the trees around the site, but if constraints do not allow this then the retention categories of the trees will inform the way forward.

The City's Ecologist advises that an Ecological Appraisal would not be required to support the proposed development, but that a light spillage plan should be provided to accompany any planning application to demonstrate that upward light spillage from the proposed LED lights would not adversely affect bats. Would the LED lighting operate on a timer basis? If so, please provide details.

I hope the above is of assistance to you in making your planning submission.

Please note that these are informal comments only and would not prejudice the outcome of any future planning decision.

Regards,

Andy Conroy
Principal Planning Officer
Planning and Regeneration

Pre-planning Response

04 SURVEYS

04.01 Arboricultural Survey

Appointed: Tracy Clark Tree Consultancy
<https://www.tracyclarke.co.uk/>

A full tree survey and assessment of the site was undertaken to BS5837 by Tracy Clark Tree Consultancy on 6th December 2017.

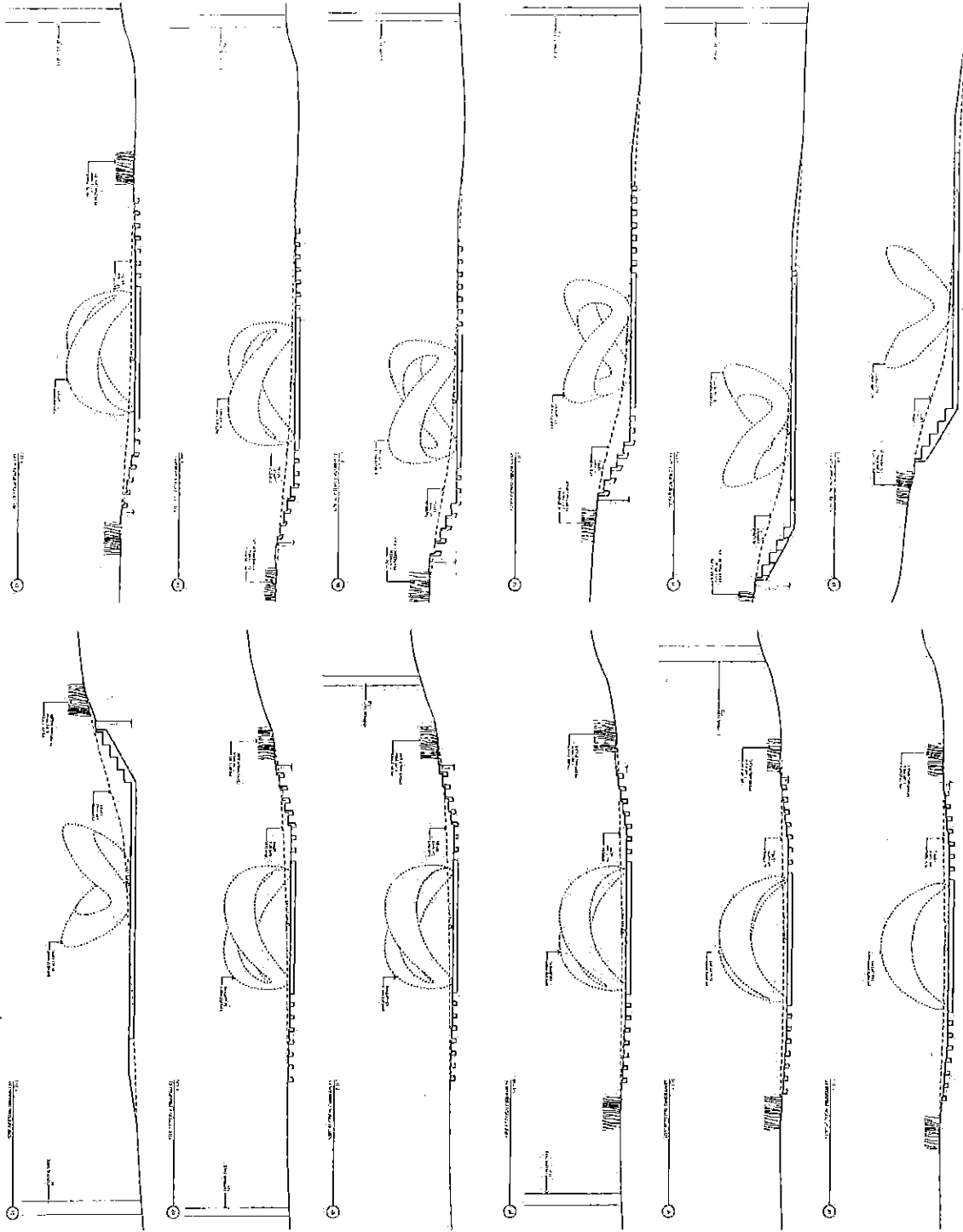
Their full report is included in the planning submission.

Following the survey it became clear that the scheme as submitted for pre-planning resulted in the encroachment of the hard landscaping into a number of the surrounding trees' Root Protection Area. This would result in a number of the trees needing to be removed and would therefore jeopardise planning permission being granted.

An extensive design iteration process involving George King Architects, Fira and Tracy Clark Tree Consultancy followed in order to find a solution in terms of the scale and location of the memorial which would protect all of the significant trees on site whilst maintaining the functionality of the memorial. This process included a detailed analysis of the ground levels by taking sections through each significant tree.

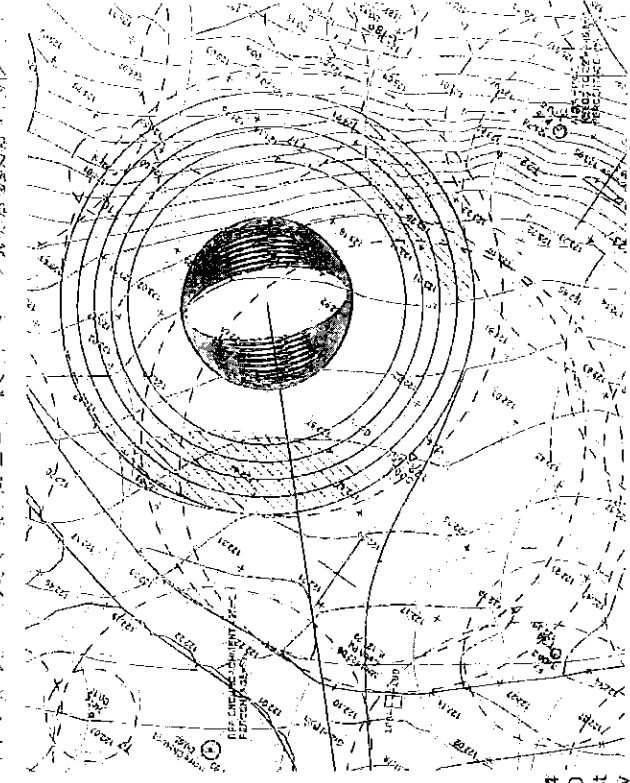
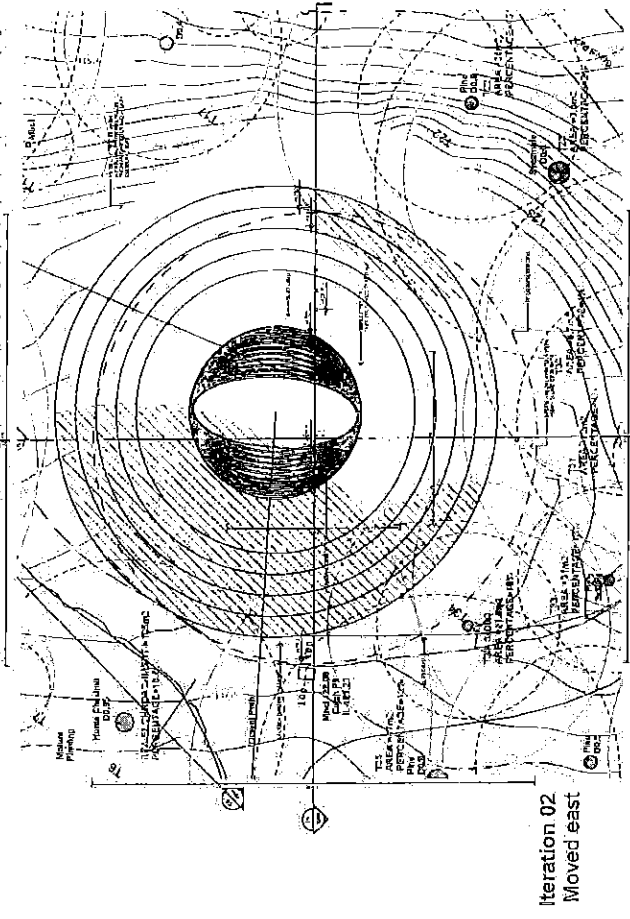
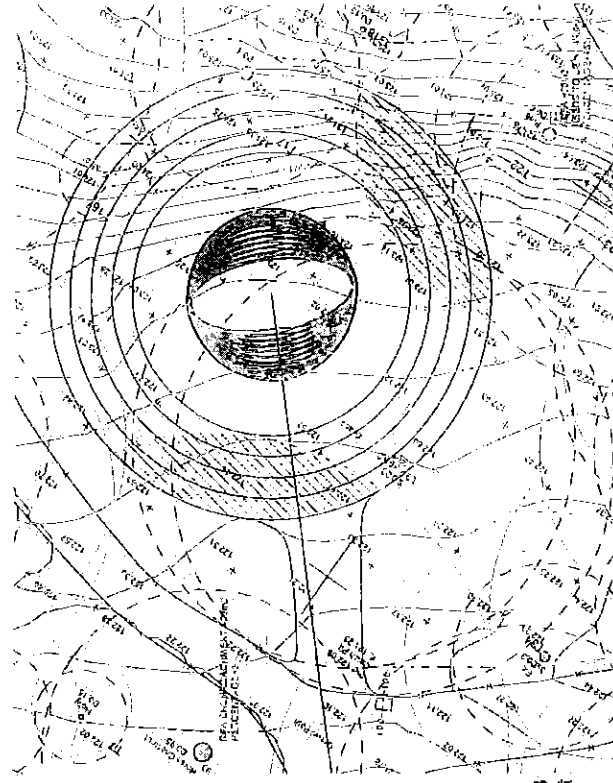
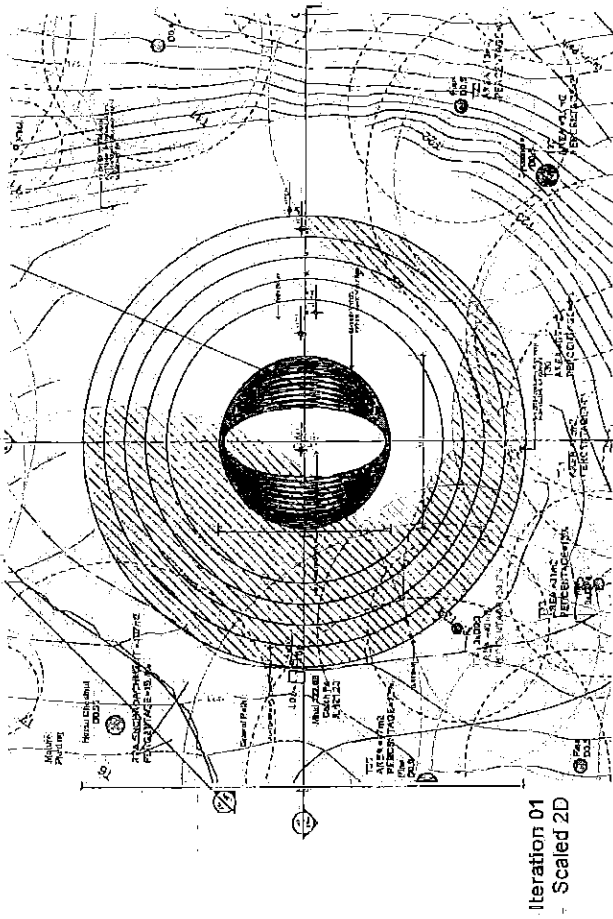
The following pages outline this process which resulted in the following changes:

- Footprint of the hard landscaped area reduced from 390m² to 260m²
- The location of the memorial moved east by 7.5m
- The memorial raised by 300mm in order to reduce the amount of excavation required.



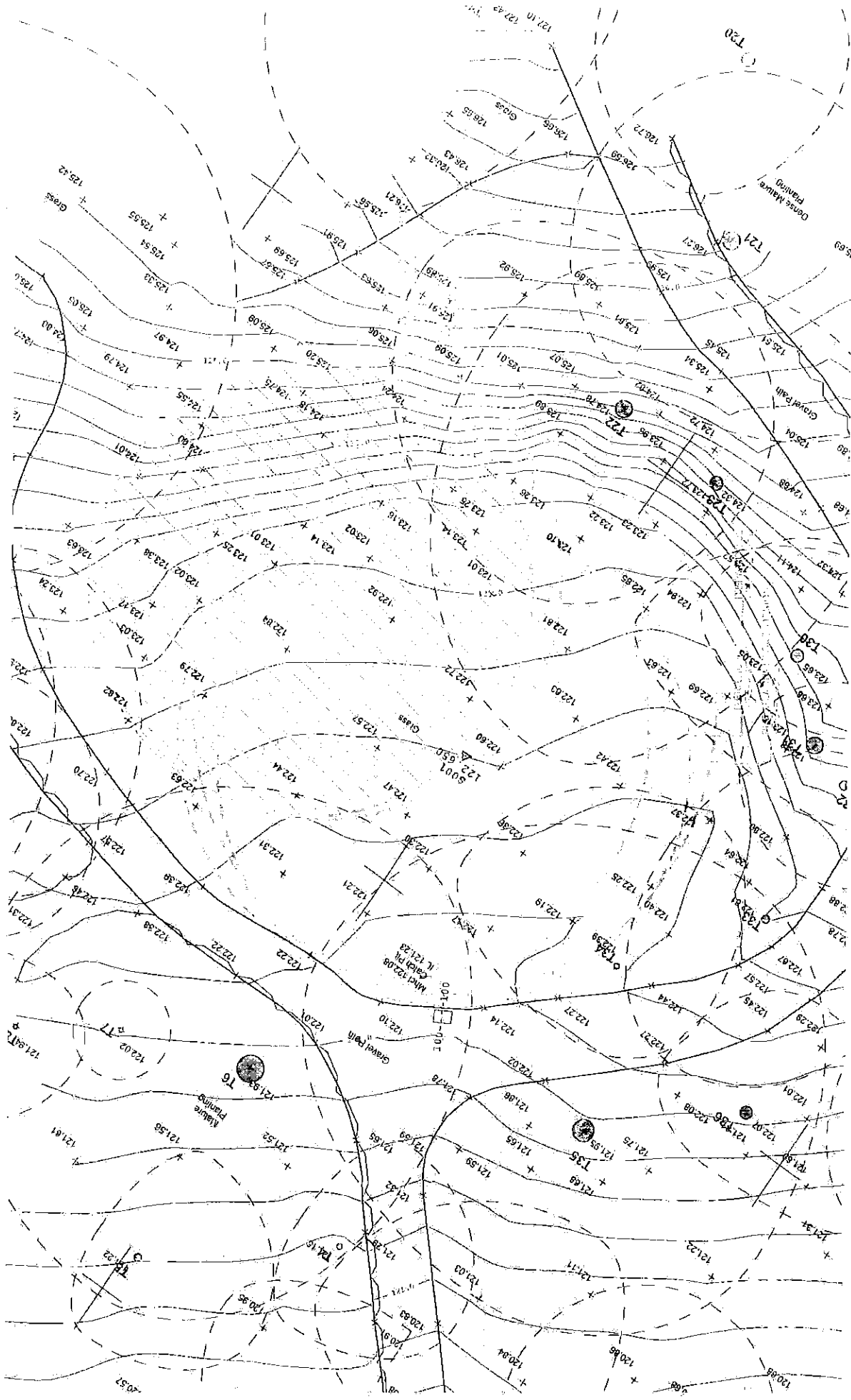
04 SURVEYS

04.02 Root Analysis Iterations



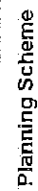
04 SURVEYS

04.02 Root Analysis Iterations



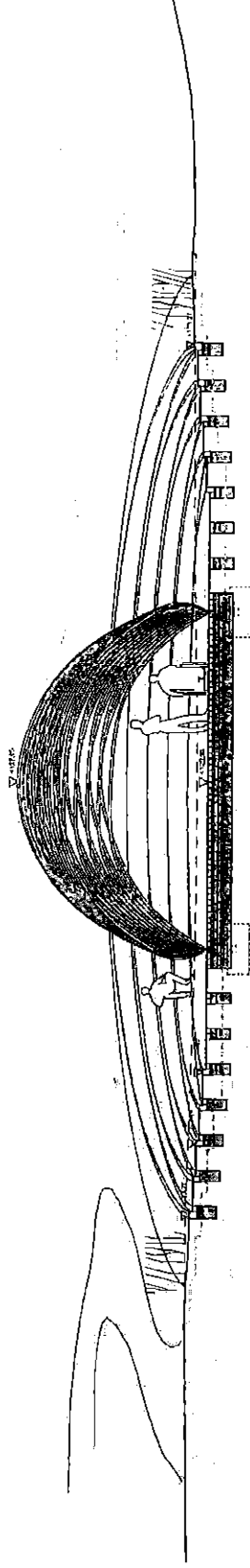
05.01 Plan Comparison to Pre-Application Scheme

The following pages demonstrate the change in scale of the scheme since the Pre-Planning Application scheme. This work has been completed in response to the results of the Tree Survey in order to protect existing trees

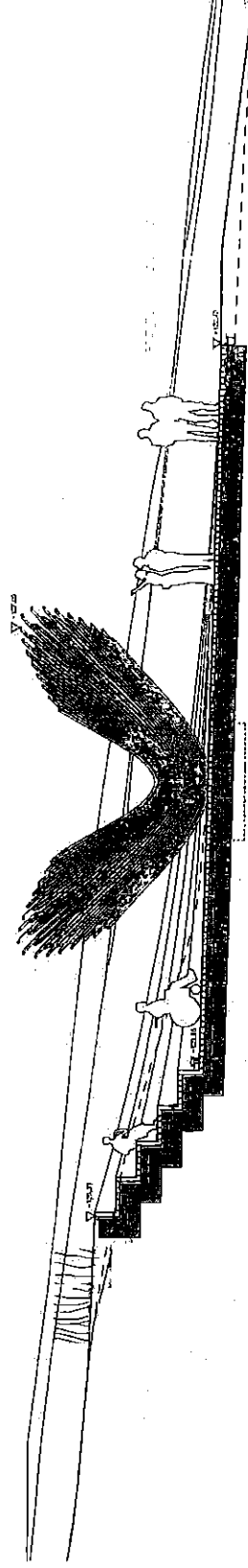


05 DESIGN DEVELOPMENT

05.02 Section Comparison to Pre-Application Scheme



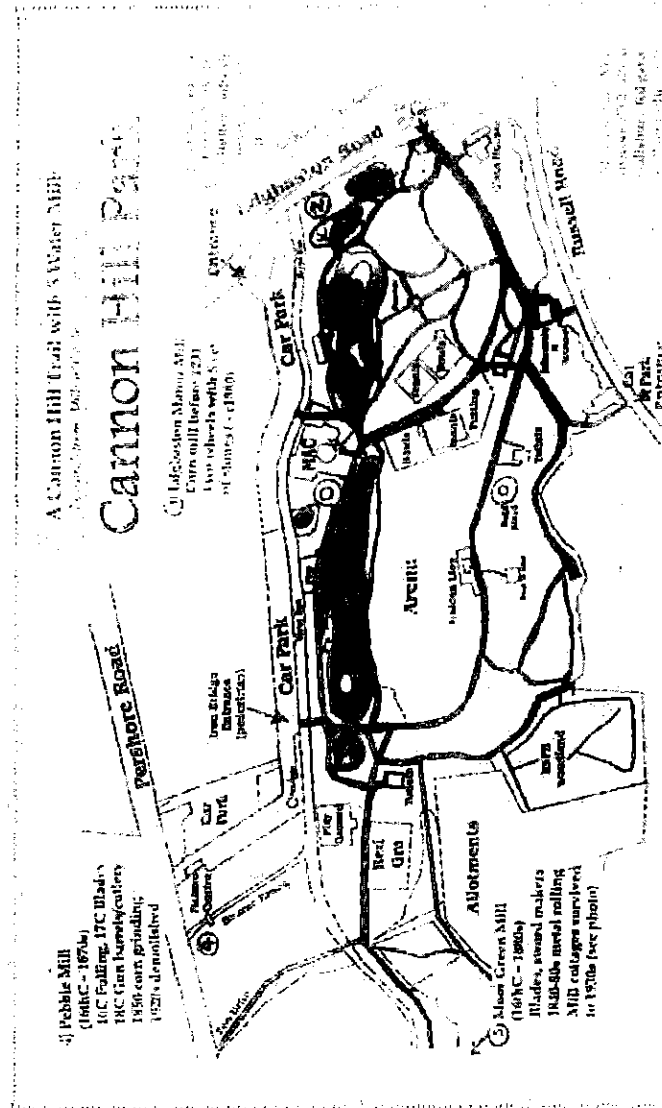
Planning / Pre-planning Section Analysis



Planning / Pre-planning Section Analysis

This heritage statement (also known as a heritage impact assessment) responds to a development proposal by The Foreign and Commonwealth Office and George King Architects to construct a memorial sculpture within the Grade II* Registered Park and Garden at Cannon Hill Park. The statement includes a brief summary of the site's historical development and a description of its current character, state of preservation and significance and then assesses the likely impact of the proposed development on the significances identified.

The River Rea which flows through the area now known as Cannon Hill Park was used from the middle ages as a source of water power for agricultural and early industrial Mills. The graphic below illustrates a heritage trail of five water mills in and adjacent to the present day park.

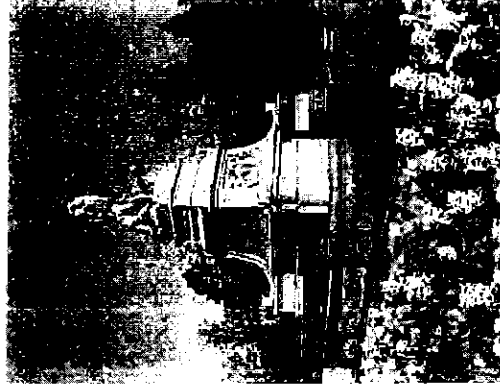


Cannon Hill House (1830-1840) was built by Miss Louisa Ann Ryland on a knoll of high ground overlooking the low lying meadows in the Rea valley. In 1873 Miss Ryland presented 57 acres (c.24 Hectares) to Birmingham Corporation and funded the draining and laying out of a public park.

The park was designed and laid out by John Gibson, a leading designer with a national reputation and experience. The park was opened to the public in September 1873 and it contained a carriage drive, two lakes, a bathing pool, refreshment pavilion, lodge and glasshouses. A further 7 acres (c.3 Ha.) was donated by Sir John Holder in 1897, and 5 acres (c.2 Ha.) were acquired in 1898 to enable the straightening of the River Rea.

Cannon Hill House was acquired by the Corporation in 1907 and the adjacent ground was developed as a horticultural nursery. The house is now Grade II Listed and it is let for commercial use.

The park was chosen in 1906 to be the site for Albert Toft's memorial to the dead of the Boer War. The memorial illustrated below is now Grade II Listed.



The Scouts Memorial Obelisk for some 250 young men who enlisted in the First World War and fell in battle was completed in 1924. This structure is also Grade II Listed.

An unusual heritage feature of the park is the Ice Age Boulders or erratics which were found and displayed during the laying out of the park (see illustration below)



The Grade II Listed Red Carriage Bridge does not appear on the first Plan of the Park in 1873, but was added when the Lakes were extended as well as the Main Drive through to the Queens Ride and Pershore Road entrance. It was built by John Bowen and Sons.

Other listed structures in the Park include the Grade II listed late 19th century octagonal bandstand. 80 metres south- west of the bandstand is the Grade II listed Golden Lion Tudor House which was taken down from Deritend and re-built in the Park in 1911. The building was originally adapted as a cricket pavilion.

The half- timbered single-storey Sons of Rest building was constructed in 1937 as a community building for retired local men. This un-listed building is around 100 metres north of the proposed memorial site.

Site Selection- Options appraisal

The Foreign and Commonwealth Office went through an extensive process to find a suitable location in the UK for the Tunisia Memorial. Two cities; York and Birmingham were shortlisted as being suitable on the basis of accessibility by public transport from London and each having a number of parks and green spaces which could accommodate the Memorial. Birmingham appeared to have a better combination of available parks for the initiative. The following table was presented to the Minister responsible for the Memorial and it illustrates how the choice of Cannon Hill Park emerged as a front runner:

BIRMINGHAM:

Pros: Lots of options of green space (14% of Birmingham is made up of 591 parks and the city is a frequent gold winner of Britain in Bloom (last time was 2015). Enthusiastic council who have been engaged from the start. Good range of hotels and places to eat and excellent country-wide transport links. Excellent public transport network in city.

Cons: Although the train station has been renovated and is very modern, some of the areas in its immediate vicinity appear a little rundown and it so does not have a wow factor first impression. Suitable green spaces are not walking distance from train station. Some of the Parks are small community parks where they may not understand or welcome a memorial for people from outside the area.

Location Name:	Type of location			Other: Criteria requested by family							Other information
	<u>Rural/ Green / City park / woodland</u>	<u>Seclude d/ Tranquil</u>	<u>Public Place of Prominence</u>	Primary criteria			Secondary criteria				
				<u>Car P Parking / road links</u>	<u>Disabilit y access</u>	<u>Good public transport links</u>	<u>On-site amenities</u>	<u>Nearby accomm o- dation</u>	<u>Other places of interest</u>	<u>Nearb y airport</u>	
Rookery Park	✓	To a degree	No	On-site P	✓	✓	X	✓	X	Appro x. 8 miles from New Street Station	Graffiti issues. Proposed site in front of derelict house. Although due to be pulled down this will not happen before memorial
Carr's Lane	✓	x	X	X in city	✓	✓	X	✓	✓		Noisy, and busy. Council keen on this site as could improve area with memorial but

					centre							n (13 mins by train)	
Summerfield Park	✓	✓	X		Nearby streets	✓	✓	x	✓		X		just not suitable Small park. Picturesque but in a part of town where families may question its public place of prominence
Handsworth Park	✓	✓	To a degree		On-site	✓	✓	✓ in sports centre	✓		x		Large sports centre on site. May detract from memorial, but large enough to get away from it. It has a very picturesque lake and cricket pavilion. My second choice recommendation
Queen's Park	✓	✓	To a degree		On-site	✓	✓	x	✓		X		Large park and picturesque park but still has a quiet feel. If it had toilets, parking and shelter it would be a potential front runner
Cannon Hill Park	✓	✓	✓ Well-known park		On-site	✓	✓	✓ Served by two cafes	✓		✓		Ticked all the boxes. Lots to do, in a well-known and popular location. But still offers tranquillity. With an art gallery on site and Edgbaston less than 5 minutes away, potential for an unweaving ceremony. It just felt right!

Having chosen Cannon Hill Park as the front runner, the following detailed criteria were applied in order to find a suitable location in the Grade II* Registered Park and Garden:

Must have:

- Not too close to the commercial areas of the park (crazy golf, pedalos, etc.)
- Reasonable access to both water and electricity sources
- Less than 10 minutes' walk from the car park (given some of the victims are seriously injured)
- Less than 10 minutes' walk from amenities (see point above)
- Not too close to the other memorials and structures in the park so as not to detract from them
- Secluded location to provide families with a tranquil area for reflection
- View of the lake if practical

The chosen location fits the above criteria and the following sections describe the area in some detail and examine the potential impact on the Registered Park and Garden.

Current Landscape Character of the proposed memorial site



The above photograph illustrates the quiet, secluded setting of the proposed Soussé and Bardo memorial in the south eastern corner of Cannon Hill Park. The site is enclosed by mature trees on a gently mounded landform which creates a natural bowl with views out west towards the southern lake.

The setting is a mix of mature conifers and broadleaved trees with a mainly evergreen shrubby understorey in mown grassland. Although there is a network of made up tarmac paths in the vicinity allowing easy access, the site is less intensively used than other parts of John Gibson's designed parkland.

Heritage Significances of Cannon Hill Park

The original Park design was by John Gibson, an eminent designer of the time (1873) who had a successful track record including several of London's major parks. The Gibson design is essentially unchanged although it has been enhanced and extended to become one of the Principal Parks of Birmingham City Council. The laying out of the Park as a philanthropic gift from the Ryland Estates to the City of Birmingham at a time when the need for such Parks was acute in the expanding City has ensured that it has remained a highly valued asset to the present day.

The wide variety of late 19th century and 20th century Structures and heritage features in the Park considerably add to its interest and amenity value. A number of the features and Memorials are individually listed to conserve their importance, whilst others have evolved as part of the ongoing development and enhancement of the parkland scene.

Tree and shrub planting throughout the Park was initiated at the time of the original laying out of Gibson's design, whilst later additions have maintained the parkland tree character in contrast with the open mown grassland.

Carriage Drives arranged in sweeping curves are complemented by lesser routes and circuits with the whole path network being designed to facilitate relatively level access throughout the Park for all abilities.

Cannon Hill Park has been awarded the prestigious Green Flag Award for excellence in greenspace management and maintenance. The award also recognises the importance and value of community involvement in the management of the Park as represented by the Friends of Cannon Hill Park.

Design Context of the Sousse and Bardo Memorial proposal (summarised from pre application proposal by George King Architects October 2017).

In 2016, a consultation was held with the British families affected by the two attacks to allow them to have a say on the preferred location for the Memorial. With the affected families spread across the length and breadth of the United Kingdom, Cannon Hill Park in Birmingham was chosen as the site which came closest to meeting the views expressed by the families on location and accessibility.

Cannon Hill Park is one of Birmingham's best known parks and is located next to Edgbaston Cricket Ground. The Park is large and popular, with plenty of activities on offer to the public, including a zoo, an art gallery and a mini fairground. Despite these features, there are plenty of peaceful and secluded areas. The proposed site is located East/South/East of the boating lake. The layout is an oval shape approximately 25m by 15m with a bank around the southeast corner. A path offers access to the site which is enclosed by trees which offer some natural screening of the area. The result is tranquility and privacy, with views of the lake.

Design Principles: The proposed design for the Sousse and Bardo memorial represents a symbol of the cycle of life. The landscape surrounding the sculpture continues the theme of water. It is conceived as a series of ripples that flow in concentric circles from the centre of the sculpture. The ripples represent the impact that the events in 2015 had beyond those that lost their lives. They represent the survivors, the families of the victims, the local communities, the national heartache and the global loss. They reflect how the impact of such tragic events is felt by an enormous number of people in many different locations. The ripples themselves will be formed from granite into which is engraved a circular pattern. The geometry of the ripples gently rises towards the rear of the site, following the natural topography of the earth bank, to create a seating amphitheatre. This creates a place for visitors to sit, think and contemplate while viewing the sculpture as it gracefully arches, framing the view of the park and the lake beyond, creating a visual connection back to the water. Between the ripples soft landscaping is introduced to blend the memorial into the park setting and create a haven for wildlife.

Expected benefits of the Memorial

Regular visitors to Cannon Hill Park are used to seeing the various designed Memorials and heritage features arranged around the Park and the heritage is locally valued as well as being in some cases designated. The installation of a new Memorial in the form of the attractively designed wave sculpture will enhance an area of the park away from the main attractions. The presence of the Memorial should engender a sense of quiet reflection in the parkland setting to complement the existing setting.

New audiences will be attracted to the Park to experience the installation, and in particular the families, friends and relatives of the bereaved will wish to make the journey to see the Memorial. The City Council may wish to mark the Memorial and the anniversary of the tragedy in Tunisia and this could add a further dimension to other Park events into the future. The quiet setting of the proposal is appropriate to its meaning now and into the future.

Minimising impact of the Memorial on existing trees

The Memorial has been carefully designed to fit within a natural 'bowl' formed by trees and grassland; however the footprint of the wave and ripples extends under part of the root protection zone of surrounding trees. A qualified arboriculturalist Tracy Clarke has been advising the design team on the likely impact of the minor earthworks on the trees. The advice from Tracy and the City Council tree officer has been that as long as the earthworks do not extend beyond 20% of the RPA of individual trees then this is acceptable. A design solution has been achieved within these parameters.

Conclusions and Recommendations

The Sousse and Bardo Memorial proposal has been developed with great sensitivity and thought not only in its physical expression in the Park but for its meaning and solace for the victim's friends and relatives.

Whilst the historic integrity of Cannon Hill Park is largely intact and the layout can be traced back to the John Gibson design; the Public Park is a living entity and it can accommodate well designed appropriate modern interventions to meet the needs of the new audience and users.

The physical impact of the construction process should be minimised and the future management and maintenance of the Memorial should be written into the Park Management and Maintenance Plan. The Green Flag Award judges should also be made aware of the Memorial at their next visit.

Howard Price BA MA CMLI Chartered Landscape Architect.

Ashmead Price December 2017



AREA EDGED RED

915

SQ. METRES APPROX.

1094

SQ. YARDS APPROX.



Birmingham
City Council

**Sousse & Bardot Memorial
Cannon Hill Park**



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SCALE

DRAWN

DATE

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Jon Wilson

08/01/2018

O.S. Sheet No. SP0683SE