

ASSETS OF COMMUNITY VALUE (ACV1) Nomination Form

Application reference number		Received date	
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Please complete the form legibly and return to the address below. Please mark as 'Asset of Community Value Nomination Form, Confidential' to:

Dianne Cull Corporate Strategy Team Birmingham City Council Room M49b, Ground Floor The Council House , Victoria Square, Birmingham B1 1BB	tel: 0121 464 6107 email: dianne_cull@birmingham.gov.uk
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1) Who you are.

a) Applicant details – please provide the following details about your organisation

Full name of applicant organisation: Blues Supporters Society Limited

Address: c/o Anthony Collins (Solicitors), 134 Edmund Street, Birmingham

Postcode...B3 2ES.....Website: www.blustrust.org

Details of person to contact about this application:

Name: Richard Stanley

Position in organisation: Director

Telephone number:

Mobile number...07710 585673

E-mail address: ... richardstanley@blustrust.org

To assist with the initial processing of this application within Birmingham City Council please attach a copy of your organisation's articles of association, memorandum, trust deed or constitution (as appropriate)

b) What kind of organisation are you? Please tick the appropriate box to indicate the kind of organisation you are to confirm your eligibility to make the nomination. **Please note that the Council may request further information regarding your eligibility before accepting this nomination**

<p>i) Parish Councils. This may be for an asset in its own area, or in the neighbouring parish council. NB there is currently only one Parish Council in Birmingham, at Frankley.</p>	
<p>ii) Neighbouring Parish Councils. If the parish council borders an un-parished area, then they may nominate an asset within the neighbouring district council or unitary council.</p>	
<p>iii) Unincorporated groups. Nominations can be accepted from any unincorporated group with membership of at least 21 local people who appear on the electoral roll within the local authority, or a neighbouring local authority. This will for instance enable nomination by a local group formed to try to save an asset, but which has not yet reached the stage of acquiring a formal charitable or corporate structure</p>	
<p>iv) Neighbourhood forums. There can only be one neighbourhood forum for an area and the way they are set up is clearly defined by the Council as a planning authority. The procedure for becoming a neighbourhood forum is set out in Section 61F of the Town and Country Planning Act 1990. NB in Birmingham most Neighbourhood Forums do not meet this definition and would fall into the category of being a community interest group.</p>	
<p>v) Community interest groups with a local connection. These must have one or more of the following structures</p> <p>a) A charity</p> <p>b) A community interest company</p> <p>c) A company limited by guarantee that is non profit distributing</p> <p>d) An industrial and provident society that is non- profit distributing (these groups will be renamed as community benefit societies by the Co-operative and Community Benefit Societies and Credit Unions Act 2010 when it comes into force) e.g. co operative societies.</p> <p>NB most organisations seeking to nominate an asset are likely to fall into this category. Non profit distributing means that any surplus of the organisation is not distributed to its members but is wholly or partly applied to Birmingham or a neighbouring authority.</p>	<p>X</p>

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c) Local Connection – please describe how your organisation has a local connection to Birmingham or a neighbouring authority. The Council may seek evidence to support your statement.

We are the official Supporters Trust for Birmingham City Football Club.

2) Details of your organisation’s governance structure

Neighbourhood Forum Registration **NB remember that in Birmingham most Neighbourhood Forums do not meet this definition and would fall into the category of being a community interest group.**

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Company registration number:
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CIC registration number:31544R

Charity registration number:
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Friendly Society registration number:
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Other:

Please note the details above may be shared with other parts of the Council, third sector organisations and other community partners for the purposes of processing your application.

3) Where is the land or building that you wish to see listed as an asset of community value?

This is to assist in the initial processing of your enquiry. Please attach a plan or map to this application – Google maps are useful for this purpose - showing the boundary of the asset to be listed indicating where possible if it has more than one owner. This is to assist with identifying the asset to be considered for listing and the freehold or leasehold ownership(s) for each part of it.

Description of the land and its boundaries:

Address.....St Andrew's Trillion Trophy Stadium, Cattell Road, Birmingham

..... Postcode... B9 4RL

4) Who owns the asset in question?

a) Is the Council the owner of the asset? If yes, please proceed to Q6.

No

This may be confirmed by contacting the Council's Property Records team based at: 10 Woodcock Street, Birmingham B7 4BL, telephone number 0121 303 3940 or email askpropertyrecords@birmingham.gov.org

b) Is the asset privately owned? If yes, please supply proof in the form of copy Title documents and plan: this information is required if the asset is listed and it would be helpful if these details could be supplied to assist the Council in contacting the owners in respect to the nomination for listing. Information may be obtained online from: www.landregistry.gov.uk/

**HM Land Registry,
Leigh Court,
Torrington Avenue,
Coventry, CV4 9XZ,
Tel: 0844 892 1111**

Owner 1 – name and address

**Birmingham City Football Club PLC, St Andrew's Trillion Trophy Stadium,
Cattell Road, Birmingham B9 4RL**

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Leaseholder No

Freeholder Yes

Owner 2 – name and address

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Leaseholder Yes/no

Freeholder Yes/no

If there are more than two freehold or leasehold owners please give their details on a separate sheet to accompany this application.

5) Who are the current occupiers of the asset?

Please supply proof: this information is required if the asset is listed and it would be helpful to assist the Council in contacting the occupiers in respect to the application for listing. Information may be available from HM Land Registry at their address above.

Occupier 1 – name and address

**Birmingham City Football Club PLC, St Andrew's Trillion Trophy Stadium,
Cattell Road, Birmingham B9 4RL**

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Occupier 2 – name and address

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Occupier 3 – name and address

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Please add the details of any other occupier of the asset on a separate sheet to accompany this application.

6) What reasons do you have for nominating the asset, why do you think it is of community value?

This is to assist the Council in deciding whether or not the asset meets the criteria for listing. (See attached guidance on 'Definition of an asset of community value')

The stadium at St Andrew's was on the register of Assets of Community Value, Ref ACV07 following an application by the Blues Supporters Society Ltd. The original registration date was 21 October 2013 and ran until 21 October 2018. We wish to apply for a new registration to replace the previous registration as it has now lapsed. We believe that the Stadium at St. Andrew's has been and continues to be a vital community asset.

7) Declaration

This must be signed by the appropriate authorised officer in your organisation.

The Council would like to receive as much information as possible. Please confirm that:

- ❖ the information contained within this application is correct and complete
- ❖ the required supporting documents referred to in this application are attached:
 - Site Plan
 - Proof of ownership and occupation
 - Copy of Articles of Association/Trust Deed/Constitution As appropriate

Full Name:

RICHARD JOHN STANLEY

Signature: R. J. Stanley Date: 28.1.19

Position in organisation: DIRECTOR

E-mail: richardstanley@blues trust.org

Telephone: 07710 585673

Nomination by post: Applications and supporting documents must be clearly marked as 'Asset of Community Value Nomination Form, Confidential' to the address given above.

Applications by electronic mail will be accepted. All supporting documents must be included as e-mail attachments with the nomination, otherwise it will not be considered. Nominations should be e-mailed to the address above.

NB please retain a copy of this form for your records and should your circumstances or contact details change then please let the appropriate contact officer know.

This information will be held in accordance with the Data Protection Act 1998 and information contained herein shared with officers and elected Members from Birmingham City Council and retained for 5 years.

Guidance

Definition of an Asset of Community Value

Section 88 (1) of the Localism Act 2011 defines an asset of community value as:

A building or other land in a local authority's area is land of community value if in the opinion of the authority—

- (a) an actual current use of the building or other land that is not an ancillary use furthers the social wellbeing or social interests of the local community, and;
- (b) it is realistic to think that there can continue to be non-ancillary use of the building or other land which will further (whether or not in the same way) the social wellbeing or social interests of the local community.

Social interests includes (in particular) cultural, recreational or sporting interests

Section 88(2) of the Act extends this definition to land which has furthered social wellbeing or interests in the recent past, and which it is realistic to consider will do so again during the next five years.. There is no definition as to what constitutes the recent past and this is left to the Council to determine.

Exclusions

There are some categories of assets that are excluded from listing. The principal one is residential property. This includes gardens, outbuildings and other associated land, including land that it is reasonable to consider as part of the land with the residence where it is separated from it only by a road, railway line, river or canal where they are in the same ownership as the associated residence. Details of this are set out in paragraphs 1 and 2 of Schedule 1 to the Assets of Community Value Regulations 2012

There is an exception to this general exclusion of residential property from listing; where an asset which could otherwise be listed contains integral residential quarters, such as an accommodation as part of a pub or a care taker's flat, the asset will not on that ground be excluded from listing.

There are two further categories of assets excluded from listing:

- a) Land licensed for use as a residential caravan site (and some types of residential caravan site which do not need a licence), in paragraph 3 of Schedule 1
- b) Operational land of statutory undertakers as defined in s 263 of the Town and Country Planning Act 1990, in paragraph 4 of Schedule 1 (e.g. land owned by utility companies, the civil aviation authority, the post office etc), which is organisations like the Post Office, Civil Aviation Authority, Transport providers, utilities, etc.