

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Deputy Leader Cabinet Member for Development , Transportation & the Economy and Strategic Director – Major Programmes & Projects	
Report of:	Director of Property	
Date of Decision:	February 2016	
SUBJECT:	DISPOSAL OF SURPLUS PROPERTIES	
Key Decision: No	Relevant Forward Plan Ref: N/A	
If not in the Forward Plan: (please "tick" box)	Chief Executive Approved	<input type="checkbox"/>
	O & S Approved	<input type="checkbox"/>
Type of decision:	Executive	
Relevant Cabinet Member:	Councillor Ian Ward - Deputy Leader of the Council Councillor Tahir Ali – Development Transport & the Economy	
Relevant O&S Chairman:	Councillor Waseem Zaffar – Corporate Resources Overview and Scrutiny Committee	
Wards affected:	Brandwood, Erdington, Ladywood, Selly Oak, Shard End Soho, Sutton Vesey, Weoley	

1. Purpose of report:

- 1.1 The continued review of the Council's land and property portfolio has identified the individual property interests listed in Appendix 1 of this report as being surplus to Council requirements.
- 1.2 It is proposed that these property interests form part of an agreed programme of land and property sales to be implemented during financial years 2016-17.

2. Decision(s) recommended:

Cabinet members are recommended to:

- 2.1 Approve the sales programme detailed in Appendix 1 of this report, authorising the sale of the surplus property interests listed.
- 2.2 Note that in accordance with existing surplus property procedures no internal re-use of the properties listed in Appendix 1 has been identified.
- 2.3 Authorise the Director of Legal & Democratic Services where necessary, to advertise the permanent loss of public open space in accordance with Section 123(2a) of the Local Government Act 1972.
- 2.4 Authorise the City Solicitor to negotiate, execute and complete all necessary legal documents to give effect to the above recommendations.

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3. Consultation

3.1 Internal

The Deputy Leader of the Council and the Cabinet Member for Development, Transport and the Economy have been consulted regarding the contents of this report, and are fully supportive of the report proceeding to an executive decision.

- 3.1.1 The Strategic Director – Major Programmes & Projects, the Strategic Director – Finance & Legal, the City Solicitor and other relevant officers from the Economy, People and Place Directorates have been involved in the preparation of this report. The relevant Executive Members and Ward Members for each property have been consulted, and no adverse comments have been received to the reports content.

3.2 External

No external consultation has taken place regarding the content of this report.

4. Compliance Issues:

4.1 Are the recommended decisions consistent with the Council's policies, plans and strategies?

- 4.1.1 The proposal contributes towards the strategic outcomes outlined in the 'Council Business Plan and Budget 2016+', specifically to help deliver a balanced budget and contribute to the Councils plan to rationalise its property portfolio as part of its asset management programme.

4.2 Financial Implications

- 4.2.1 The disposal of surplus assets will generate capital receipts for the Council to help support the Council Business Plan and Budget 2016+, and contribute to key business priorities.

- 4.2.2 As some of the properties to be sold are within the HRA, then in those cases the appropriate adjustment will be made to the capital financing charge to the HRA.

4.3 Legal Implications

The power to acquire, dispose and manage assets in land and property is contained in Section 120 and 123 of the Local Government Act 1972, and Section 32 of the Housing Act 1985 in respect of HRA controlled assets.

4.4 Public Sector Equality Duty

- 4.4.1 Having carried out an initial screening, there is no requirement to undertake a full equality analysis.

5.	Relevant background/chronology of key events:
5.1	The on-going review of the Council's various land and property portfolios has identified those individual property interests listed in Appendix 1, as being surplus to Council requirements. It is proposed that these interests will form part of an agreed programme of property sales to be implemented during 2016-17.
5.2	All the sites listed are surplus to Council requirements, and have been fully considered in accordance with current surplus property procedures with no alternative internal use identified.
5.3	In addition to this schedule of property it is anticipated that the ongoing review will identify further surplus property interests to supplement the programme going forward. All such opportunities will be the subject of further reports.
5.4	The sales methodology to deliver the programme will fully recognise market sentiment and individual circumstance. Accordingly, the interests will be sold via public auction or solus negotiation. The proposed delivery strategy and mode of sale adopted is tailored to maximise both the prospect of a sale completion, receipt realisation and demonstrate best consideration.

6.	Evaluation of alternative option(s):
6.1	The sites have accordingly been considered in accordance with current surplus property procedures with no alternative internal use identified.
6.2	As these sites are not considered to be of strategic importance there is no merit in retaining the sites, and their sale will remove an ongoing management liability to the Council.
6.3	Options have been considered for the disposal methodology for these assets and the chosen route is considered to be the best in order to maximise both the prospect of a sale completion, receipt realisation and demonstrate best consideration
6.4	The preferred option, as recommended, is to deliver a focussed disposal programme of land and property sales.

7.	Reasons for Decision(s):
7.1	To agree a programme of land and property sales to be implemented during financial years 2016-17.

Signatures	<u>Date</u>
Deputy Leader of the Council
Cabinet Member for Development, Transport and the Economy
Director of Property:

List of Background Documents used to compile this Report:
Relevant Officers file(s) save for confidential documents
List of Appendices accompanying this Report (if any):
1. Appendix 1 – Sales Programme
2. Appendix 2 – Site Plans