

Report To:	CHARITIES COMMITTEE	Date:	5 APRIL 2017
Heading:	TEVERSAL COMMUNITY CENTRE AND RECREATION GROUND (CHARITY NUMBER 522310) - UPDATE		
Portfolio Holder:	N/A		
Ward/s:	STANTON HILL AND TEVERSAL		
Key Decision:	NO		
Subject To Call-In:	NO		

Purpose Of Report

To provide members with an up to date position in respect of the Teversal Community Centre and Recreation Ground (Charity Number 522310).

Recommendation(s)

Committee is asked to:

- a) **Note the current financial position as set out in the report;**
- b) **Note the acceptance of the heads of terms by all the current users of the site and to note the progress made in respect of the leases and the next steps;**
- c) **Note that the Football Club will update the Trust regarding its proposals for the future in due course;**
- d) **Consider giving approval for two events run by Sutton Harriers during April and August this year (the Booth Decorators League Race and the Notts AAA's Summer League) as set out in the report and note the comments of the Advisory Committee;**
- e) **Note the position in relation to the energy costs as set out in the report.**

Reasons For Recommendation(s)

To comply with the Scheme (Constitution) of the Teversal Community Centre and Recreation Ground, the Council's Constitution and charities legislation overall.

The Trustee must act in the best interests of the long term future of the Trust and seek to generate income to sustain the charity.

Alternative Options Considered (With Reasons Why Not Adopted)

The Constitution of the Teversal Community Centre and Recreation Ground, the Council's Constitution and charities legislation must be complied with.

Detailed Information

Advisory Committee

An Advisory Committee took place on 23 March 2017. Issues raised or feedback received from the sports clubs and Visitors Centre are included below.

Temporary Facilities for the Cricket Club

Temporary changing facilities continue to be provided to the Cricket Club by the Council for the current cricket season. A licence for the use of the Cricket Club is being drafted at the time this report was written and should have been made available to the Cricket Club by the time of the Committee meeting.

Financial Position

See financial implications below.

Progress with Leases

The Clubs were required to provide written confirmation to the Council by 31 October 2016 that they accepted the Council's heads of terms to enter into a lease. The Visitors Centre had already given their confirmation to the heads of terms in May 2016. The Football Club, Cricket Club and Bowls Club have all since confirmed their acceptance to the heads of terms as approved by Council.

The Clubs and the Visitors Centre were all given draft leases for consideration during March 2017. The Council will now proceed to advertise the proposed leases in accordance with the charities legislation and write to CISWO to obtain their permission to enter in to the leases prior to seeking consent from the Charity Commission.

Future Proposal for the Trust

The Committee will recall that the Football Club has informed the Council that it would like to enter into a dialogue about the possibility of a new charity taking over the Trust in its entirety from the Council. The Council agreed at its meeting in October 2016 to hold discussions about the proposals. The Council believes that the future running of the Trust should be a matter for all the users of the site to be involved in. The transfer of a Trust to another entity would also require the involvement of CISWO and approval from the Charity Commission in due course and would therefore take some considerable time to bring to a conclusion.

Following the Council meeting in October 2016, the Football Club asked the Council to meet with a resident of the local area who has no existing links with any of the Clubs but has experience running charities to see if they could be of assistance as an independent representative. The meeting took place in November 2016 and various information was provided as part of that meeting and in writing afterwards. No further meetings or discussions have been held to date. At the advisory Committee Meeting on 23 March the Football Club confirmed that is speaking to the other Sports Clubs about the proposals and will feed this back to the Council in due course.

Forthcoming Events

The Charities Committee is asked to consider giving approval for the following events to take place on the site:

Event Name: Booth Decorators League Race and Notts AAA's Summer League

Dates: 11 April 2017 and 2 August 2017

Time: 7.15pm – 8.30pm

Event Organisers: Sutton Harriers

Event Location: Teversal Visitor Centre and Trails Network

Anticipated Attendance Numbers: 250 - 300

Event Description: Free running races for the local athletic clubs and running clubs in Nottinghamshire and Derbyshire on the Teversal Trail Network. The group provide Marshalls along the running route and for car parking. First Aid cover will be provided by St. Johns Ambulance. Group will clean site of any litter after the event.

Facilities Used: Trails Network. Site car park and field next to cricket club for car parking – Marshalls provided. Teversal F.C. changing and toilet facilities. Visitor Centre to open for additional toilet facilities.

Any other information: Group will apply for a race permit from UK Athletics when the races are approved. Risk Assessment, Route Plan and Public Liability Insurance provided with application. Applicant has already made contact with the NCC Officer who is jointly responsible for part of the trails.

The Football Club and Visitors Centre confirmed that they were aware of the events and the request to use their facilities and were both happy for their facilities to be used.

On a general note, the Sports Clubs and Visitors Centre asked if the Council had considered charging other groups to use the facilities for such event. They were also concerned about the considerable use made of the car park, especially by vehicles with horse boxes, and wondered if there was scope to introduce parking charges or even simply locate an honest box on site for people to make a donation for the car park. The Committee is asked to consider these comments.

Utility Costs

At the Advisory Committee meeting, the Visitors Centre raised concerns that the car park floodlights were still linked to their electricity supply and they were still paying for the energy use; they were also still waiting for the Trust to refund them the energy costs as previously agreed.

The Council's Energy Co-ordinator has since confirmed that all the occupants on site have their own utility accounts now, with the exception of the water supply to the football club and Visitor Centre, which is still shared. A new connection has been laid to the football club so these accounts can be separated once a few items which have been snagged are completed which hopefully should be soon.

The lighting connection got delayed because the Energy Coordinator was trying to find a solution which didn't involve digging up the car park, and subsequently because the lights being connected to didn't have a live feed. The Energy Coordinator has requested an updated quote for the works and once this is received the works will be able to go ahead but this will involve digging up the car park to make the connection.

The Energy Coordinator will liaise with the Visitors Centre to ensure it is reimburse for the lighting energy costs as soon as possible.

Implications

Corporate Plan:

Enable thriving, prosperous and self-sufficient communities where people shape their own futures.

Ensure the best use of our assets

Legal:

The legal and constitutional issues are detailed in the report.

Finance:

This report is effective from 5 April 2017 and has the following financial implications:

Budget Area	Implication
General Fund – Revenue Budget	The deficit relating to the Teversal Trust which the Council carries in its Balance Sheet is £120k at the end of financial year 2015/16. A provision for doubtful debt for £120k was created in 2015/16 and this is also carried forward in the balance sheet. In 2016/17 to date the Council is committed to £12k of expenditure on behalf of the Trust, relating to work on the utilities on the site, and legionella monitoring. When the leases have been agreed, the tenants will have responsibility for all the day to day running costs of their areas, with the Trust retaining responsibility for the shared car park. This responsibility should, in the future, be funded by the rental income from the tenants, with the result that the Trust should not incur further deficits in future financial years.
General Fund – Capital Programme	No implications
Housing Revenue Account – Revenue Budget	No implications
Housing Revenue Account – Capital Programme	No implications

Human Resources / Equality and Diversity:

There are no human resource or equality and diversity issues identified in the report.

Other Implications:

None

Reason(s) for Urgency (if applicable):

N/A

Exempt Report:

N/A

Background Papers

None

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