

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker:	Karen Murray, Director of Culture, Communities and Business Services
Title:	Locks Heath Free Church, Titchfield Common, Fareham

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1. The decision:

- 1.1. To remove from the Land Registry the current provision that would entitle the County Council to receive a payment from Locks Heath Free Church should land adjoining the parcels of land previously sold by Hampshire County Council (HCC) to the Church be allocated for housing development.

2. Reason(s) for the decision:

- 2.1. The inclusion of HCC's land to the south of Locks Heath Free Church has been allocated for housing in Fareham Borough Council's Local Plan. This event would trigger a payment of £284,000 to HCC from the Church in line with provisions contained in the original disposals. The payment would jeopardise the viability of the community development by the Church for which the land was acquired from HCC.
- 2.2. Both HCC and Fareham Borough Council support the expansion of the Church for community benefit and the inclusion of the clawback provision was not intended to frustrate a worthwhile scheme of community benefit.
- 2.3. The HCC are likely to receive a substantial capital receipt should planning permission be granted on its land.

3. Other options considered and rejected:

- 3.1. To demand the payment of £284,000 – this was rejected as this would adversely impact the viability of the community project by the Church.

4. Conflicts of interest:

- 4.1. Conflict of interest declared by an Executive Member who is consulted by the officer which relates to the decision: None.

5. Dispensation granted by the Head of Paid Service: None.

6. Supporting information:

Plan of Site
Original Disposal Record

Approved by:

Date:

4 December 2017

**Karen Murray
Director of Culture, Communities and Business
Services**