

ANGUS COUNCIL

NEIGHBOURHOOD SERVICES COMMITTEE – 26 FEBRUARY 2009

REPORT BY THE DIRECTOR OF NEIGHBOURHOOD SERVICES

DISPOSAL OF AREA OF GROUND AT 31 KEMSLEY PLACE, FORFAR

Abstract: This report relates to the disposal of an area of ground at 31 Kemsley Place, Forfar

1. RECOMMENDATION

1.1 It is recommended that the Committee agree to the sale of an area of ground adjacent to 31 Kemsley Place, Forfar to the owner of 31 Kemsley Place, Forfar on appropriate terms and conditions, subject to:

- (i) Section 12 consent being received from the Scottish Ministers;
- (ii) Planning permission for change of use being granted;
- (iii) The purchaser meeting all of the Council's legal and survey costs.

2. BACKGROUND

2.1 The owner of number 31 Kemsley Place, Forfar has applied to purchase a 1 metre wide strip of ground adjacent to her property which she proposes to use as additional garden ground. The area forms part of a larger open space grassed area, currently used for recreational purposes. The applicant wishes to enclose the area, therefore protecting the gable end of her property.

2.2 The area of ground, which measures just over 20 square metres, is shown coloured pink on the [attached plan](#).

2.3 The Council's valuers, Graham and Sibbald, have valued the area of ground at £800.00.

3. FINANCIAL IMPLICATIONS

3.1 The financial implications for the Council arising from the recommendation in this report would be a capital receipt of £800.00 accruing to the HRA capital account.

4. HUMAN RIGHTS IMPLICATIONS

4.1 There are no Human Rights implications arising from this report.

5. CONSULTATION

5.1 The Chief Executive, the Director of Corporate Services, the Director of Infrastructure Services and the Heads of Finance, Law and Administration Property and Roads have been consulted in the preparation of this report.

6. EQUALITIES IMPLICATIONS

6.1 The issues dealt with in this report have been the subject of consideration from the equalities perspective (as required by legislation). An equalities impact assessment is not required.

7. CONCLUSION

- 7.1 The disposal of this area of ground will result in a useful capital receipt of £800.00 accruing to the HRA capital account and consequently it is recommended that the ground is sold.

RON ASHTON
DIRECTOR OF NEIGHBOURHOOD SERVICES

NOTE: No background papers, as defined by Section 50d of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information), were relied on to any material extent in preparing this report.

Hsg/NS/AMcK/AR