

**North East Derbyshire District Council**

**Council**

**Trustee of the Clay Cross and Danesmoor Miner's Welfare Recreation Ground  
Charity**

**23 May 2022**

**Upgrade of football pitch and path installation at Sharley Park**

**Report of Councillor Powell, Portfolio Holder for Leisure, Communities and  
Communications**

Classification: N/A

Report By: Director – Growth and Assets

Contact Officer: Director - Growth and Assets

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**PURPOSE / SUMMARY**

- To agree the installation of a 3G football pitch on the existing site of the football pitch at Sharley Park
  - To agree to the installation of a 'measured mile' footpath/cycle path across trust land on Sharley Park
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**RECOMMENDATION**

1. That the Council as trustee agree to the upgrade of the existing football pitch with the installation of a 3G pitch (and associated infrastructure) operated and installed by North East Derbyshire District Council or its contractors.
2. That the Council as trustee agree to the installation of footpath/cycle path across trust land installed by North East Derbyshire District Council or its contractors.

Approved by the Portfolio Holder – Cllr Powell

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**IMPLICATIONS**

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**Finance and Risk:** Yes  No

**Details:**

1. There is no financial risk for the trust. As with the existing land, NEDDC manage and operate the facilities, including the associated risks.

On Behalf of the Section 151 Officer

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**Legal (including Data Protection):**                      Yes                       No

**Details:**

North East Derbyshire District Council are the Trustee of the Clay Cross and Danesmoor Miner's Welfare Recreation Ground Charity by virtue of a Charity Commission Order dated 8 September 1988. This charity is subdivided into 2 further charities one of which is the Recreation Ground Charity. The Order stipulates that the object of the Recreation Ground Charity is "to provide and maintain in the interests of social welfare a recreation ground for the benefit of the inhabitants of the Parish of Clay Cross and the neighbourhood thereof without distinction of political, religious or other opinions, with the object of improving the conditions or life for the said inhabitants".

The proposals and recommendations in the report are considered to meet the object of the Recreation Ground Charity.

On Behalf of the Solicitor to the Council

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**Staffing:**      Yes                       No

**Details:**

No Staffing implications associated with this report.

On behalf of the Head of Paid Service

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**DECISION INFORMATION**

<b>Decision Information</b>	
<b>Is the decision a Key Decision?</b> A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds:  <b>NEDDC:</b> <b>Revenue - £100,000 <input type="checkbox"/> Capital - £250,000 <input checked="" type="checkbox"/></b> <i><input checked="" type="checkbox"/> Please indicate which threshold applies</i>	N/A
<b>Is the decision subject to Call-In?</b> (Only Key Decisions are subject to Call-In)	N/A
<b>District Wards Significantly Affected</b>	Clay cross wards and surrounding
<b>Consultation:</b> <b>Leader / Deputy Leader <input checked="" type="checkbox"/> Cabinet <input checked="" type="checkbox"/></b> <b>SMT <input checked="" type="checkbox"/> Relevant Service Manager <input checked="" type="checkbox"/></b> <b>Members <input type="checkbox"/> Public <input type="checkbox"/> Other <input type="checkbox"/></b>	Yes

**Links to Council Plan priorities, including Climate Change, Equalities, and Economics and Health implications.**

RES 01 - Whilst maintaining high quality leisure facilities, reduce the annual subsidy of the leisure service year on year

RES 03 - Increase participation in leisure activities at leisure centres by 5000 visits per year

Council Plan Aims:

Delivering high quality cost-effective services by engaging with our residents, our partners and our staff.

Providing a range of leisure facilities for our communities

- Provide high quality services throughout the District.
- Work with communities to tackle issues such as childhood obesity and lack of exercise.

## REPORT DETAILS

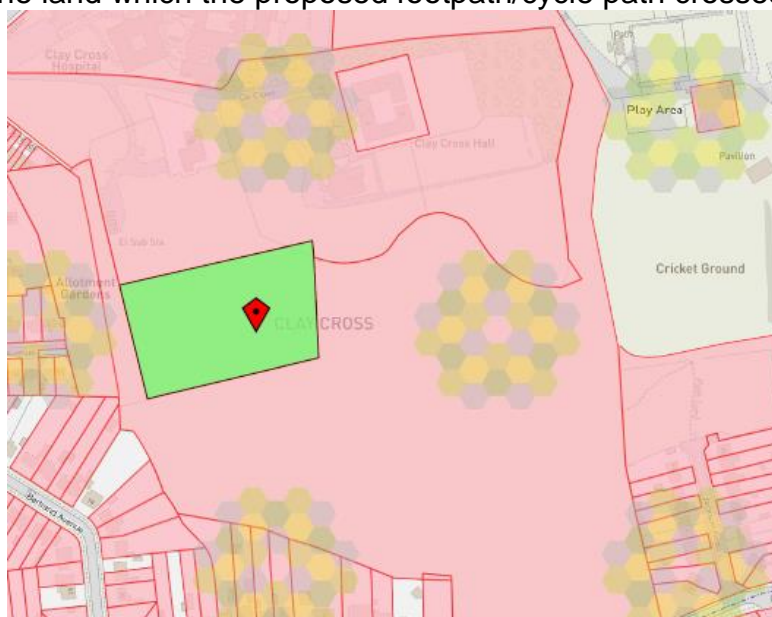
### 1 Background

- 1.1 In January 2022 the Council agreed investment in the Sharley Park Leisure Centre redevelopment in line with the masterplan below:

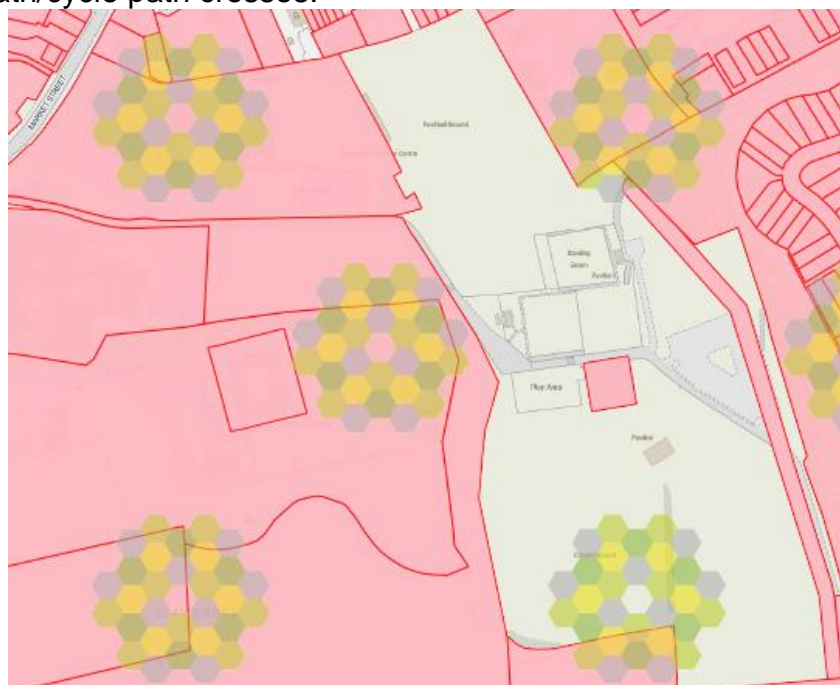


- 1.2 Whilst the Council manage and operate the whole site, two parcels of land are owned by Clay Cross and Danesmoor Miner's Welfare Recreation Ground Charity of which the Council is the Trustee.

- 1.3 These parcels of land are identified on the plans below. One parcel is registered with the Land registry shown on the plan below coloured in green. This is the land which the proposed footpath/cycle path crosses.



- 1.4 The second area of land is unregistered shown in white on the plan below. This is the land the proposed 3G pitch is to be installed on and the footpath/cycle path crosses.



## 2 **Reasons for Recommendation**

- 2.1 Through the Council's trustee responsibility install and provide improvements in the interests of social welfare a recreation ground for the benefit of the inhabitants of the Parish of Clay Cross and the neighbourhood thereof without

distinction of political, religious or other opinions, with the object of improving the conditions or life for the said inhabitants.

- 2.2 It is considered to be in the best interests of the charity and the beneficiaries of the charity to add and maintain a high standard 3G pitch

### **3 Alternative Options and Reasons for Rejection**

- 3.1 Do not approve – The park/land will remain as it is today and the 3G football pitch and measured mile elements of the Sharley Park scheme would not be delivered.

#### **DOCUMENT INFORMATION**

<b>Appendix No</b>	<b>Title</b>
1	Charitable Scheme dated 8 <sup>th</sup> September 1988
<b>Background Papers</b> (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet (you must provide copies of the background papers)	