

**ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT
DUMFRIES AND GALLOWAY COUNCIL DECISION NOTICE - APPROVAL**

11 July 2024

St John's Town of Dalry Community Properties Trust
52 Main Street
St John's Town of Dalry
Castle Douglas
DG7 3UW

This Decision Notice relates to the Community Asset Transfer Request made by **St John's Town of Dalry Community Properties Trust**, in relation to the asset transfer of the **Multiple Use Games Area (MUGA), Kirkland Street, St John's Town of Dalry, Castle Douglas**

The Council's Finance, Procurement and Transformation Committee considered the request at its meeting on 18 June 2024 and agreed the following:

NOTED

15.3 the outcome of the Social Value assessment of the proposed transfer as detailed at paragraph 4.6.2 in the report;

15.4 the recommendation from Stewartry Area Committee as detailed in paragraph 4.9 in the report; and

15.5 **AGREED** to option 2 from those listed at paragraph 4.10 in the report, which is the transfer of Dalry Multi Use Games Area, Kirkland Street, St John's Town of Dalry, Castle Douglas which extends to 1300sqm for the sum of £1 sterling with conditions attached; being that the local school would retain free use of the MUGA and to include two clawback clauses being: (1) that should the Trust dissolve that the MUGA would revert back to Council ownership; and (2) should the Trust decide to sell the MUGA that any profit made would go to the Council; the asset and all future costs associated with it will therefore sit with St John's Town Dalry Community Properties Trust from the date of transfer onward.

Next Steps

You or your legal representative need to write to the Council's Legal Team making your formal offer for the property for the agreed amount. This offer must be made no later than **11 January 2025** but can be made earlier if your group is in a position to do so.

The offer must be directed to:

Office Manager
Property Offers
Legal Services
Council HQ
English Street
Dumfries,
DG1 2DD; or
<mailto:propertyoffers@dumgal.gov.uk>

The Council will then write to you about next steps in the legal transfer of the property.

Right to review

If you consider that the terms and conditions attached differ to a significant extent from those specified in your request, you may apply to the Council to review this decision.

Any application for review must be made in writing and within 20 working days from the date of this letter to:

Community Development and Empowerment Manager
Communities Directorate
Dumfries and Galloway Council
Militia House
English Street
Dumfries,
DG1 2AD.

Guidance on making an application for review is available on the Council's Community Asset Transfer website:

<http://www.dumgal.gov.uk/article/16441/Community-asset-transfer>

Yours sincerely

Jamie Ferguson

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Community Development and Empowerment Manager

Dumfries and Galloway Council