

**ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT  
DUMFRIES AND GALLOWAY COUNCIL DECISION NOTICE – AGREED**

Rob Asbridge  
Kirkcudbright Development Trust  
Buckland Plants  
Kirkcudbright  
DG6 4XP

**16<sup>th</sup> March 2021**

This Decision Notice relates to the asset transfer request made by The Kirkcudbright Development Trust for the Kirkcudbright Harbour Square, Kirkcudbright.

The Council's Finance, Procurement & Transformation Committee considered the request at its meeting on 11 February 2021 and decided to agree to the request.

**Decision**

**NOTED**

12.1 the Kirkcudbright Development Trust Asset Transfer Request as laid out in the Stage Two Asset Transfer Application (Appendix 1 to the report) and Business Plan (Appendix 2 to the report);

12.2 the recommendation of the Kirkcudbright Common Good Sub Committee in relation to the transfer request as detailed at paragraph 3.7 in the report;

12.3 the outcome of Officer Assessment of the Request in relation to the Councils requirement to meet best value, as detailed at paragraph 3.4 in the report;

12.4 the outcome of the Social Value assessment of the proposed transfer as detailed at paragraph 3.5.5 in the report;

12.5 **AGREED**, with no conditions attached, a Community Asset Transfer of the area of land at Harbour Square, Kirkcudbright on a long-term lease for a minimum of 25 years to Kirkcudbright Development Trust is made for the nominal sum of £1 without any conditions; the asset and all future costs associated with it would sit with Kirkcudbright Development Trust from the date of transfer onwards.

**Next Steps**

You or your legal representative needs to write to The Council's Property Services making your formal offer for the property for the agreed amount. This offer must be made no later than 15<sup>th</sup> August 2021, but can be made earlier if your group is in a position to do so.

The offer must be directed to:

**Alastair Johnson**

Service Leader Estates Management

Property, Estates & Programmes

Cargen Tower,

Garroch Business Park,

Garroch Loaning,

Dumfries,

DG2 8PN

Tel: 01387 273828

<mailto:Alastair.Johnson@dumgal.gov.uk>

The Council will then write to you about next steps in the legal transfer in 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,

Municipal Chambers,

Buccleuch 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,  
Community Development and Empowerment Manager,  
Dumfries and Galloway Council