

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

**23 November 2022**

This Decision Notice relates to the Community Asset Transfer Request made by Alive Community Radio SCIO, in relation to the asset transfer of the former Lochside Enterprise Workshops, Shirley Road, Dumfries, DG2 0ED.

The Council's Finance, Procurement and Transformation Committee considered the request at its meeting on 8 November 2022 and agreed the following:

**NOTED**

16.1 the Alive Community Radio's Asset Transfer Request as laid out in the Asset Transfer Application (Appendix 1 to the report) and Business Plan (Appendix 2 to the report);

16.2 the outcome of Officer Assessment of the Request in relation to the Council's requirement to meet best value, as detailed at paragraph 3.5 to the report, and the Officer recommendation at paragraph 3.11 to the report;

16.3 the outcome of the Social Value assessment of the proposed transfer as detailed at paragraph 3.6 to the report;

16.4 the recommendation from Nithsdale Area Committee meeting of 29 September 2022 as detailed in paragraph 3.10 to the report;

16.5 **AGREED** a Community Asset Transfer of Lochside Enterprise Workshops, Shirley Road, Dumfries DG2 0ED, consisting of six workshops, office area, toilets and car park extending to approximately 1,837 square metres or thereby, to Alive Community Radio SCIO, for the sum of £1 Sterling, with the condition that arrangements be made to enable the authority to recover the property if the property itself is no longer used by the community body for the agreed purpose, or the community body is wound up (subject to final confirmation that Alive Radio's incorporation includes the requisite criteria to meet a Community Transfer Body, and this should be done prior to transfer).

**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 23 May, 2023 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