

10th May 2006

**National Playing Fields Association
(1)**

and

**Whatton Parish Council & Aslockton
Parish Council (2)**

**Deed of Dedication
Land at Whatton**

Tel: 01926 886688
Fax: 01926 885588
Email: email@wrighthassall.co.uk

Wright Hassall LLP Solicitors
9 Clarendon Place
Leamington Spa
Warwickshire
CV32 5QP

636/Is/13725/48
21/03/06

THIS DEED OF DEDICATION is made on the 10th day of May 2006
BETWEEN

Whatton Parish Council of the Sheiling, Main Street, Whatton-in-the-Vale, Nottinghamshire, NG13 9EP
and Aslockton Parish Council of 1 Radnor Grove, Bingham, Nottinghamshire, NG13 8SA

("the Councils") **AND**

The National Playing Fields Association, of Stanley House, St. Chad's Place, London WC1X 9HH a Royal Charter Corporation established for charitable purposes, and a registered charity No306070 ("the Association") (the Councils and the Association being together called the Parties)

WHEREAS

1. The property more particularly specified in the Schedule and delineated on the plan attached thereto ("the Property") was acquired by the Councils pursuant to the powers vested in it by Rushcliffe Borough Council under the terms of the Transfer dated 22 March 1996 and made between Philip John Machin and the Councils (a copy of which is annexed to this Deed)
2. The parties have contracted in correspondence that the Property will be dedicated in the manner and for the purposes set out below, and in accordance with the mutual undertakings given by the parties.
3. To the extent that the dedication may amount to a disposal by the Councils of its corporate property at an undervalue, it is declared that the Property does not exceed £2million in value and its disposal is permitted by the Local Government Act 1972 General Disposal Consent 1998 or any amendment or replacement of it.

NOW THIS DEED WITNESSETH AS FOLLOWS:

4. The Councils in furtherance of section 111 of the Local Government Act 1972, section 2 of the Local Government Act 2000 and all other enabling powers now **DECLARES** that it shall henceforth hold the Property on charitable trust in perpetuity to permit the same to be used in as a public [playing field] [park] and recreation ground, and gives the following undertakings:
 - (1) It will not (in so far as it has the power to do so) dispose of the Property without the consent of the Association;
 - (2) It will not (in so far as it has the power to do so) erect any building or temporary structure on the Property without the consent of the Association;
 - (3) It will inform the Association without delay of any proposals, intentions or decisions to dispose of or erect any structures on the Property.

- (4) So far as is consistent with its duties as a local authority, it will have regard to any advice given by the Association on the management and running of the Property.
- (5) It will forthwith secure the registration of the charitable trust herein declared under the provisions of the Charities Act 1993 (or any re-enactment, replacement or amendment of it).
- (6) It acknowledges that as a result of this declaration the Property is henceforth held in trust for a charity which is not an exempt charity and the restrictions on disposition contained in section 36 of the Charities Act 1993 (or any re-enactment, replacement or amendment of it) will apply to the property, and that it will make application to the Land Registry to enter in the register such restriction as is from time to time prescribed by regulations in respect of charity property.
- (7) The Association undertakes that it will:
 - a. Not withhold unreasonably consent to disposal of the Property or the erection of any structures upon it, subject to its duty to perform its charitable objects;
 - b. Respond without delay to any notifications of intended disposal or erection of structures, or to any requests for advice;
 - c. Notify the Councils without delay of any concerns or matters of advice to which it requires the Councils to have regard.

6. The Councils DEDICATE the property to the inhabitants of Whatton and Aslockton
7. The parties agree that the Association will make an application to HM Land Registry to protect this Deed of Dedication by way of an Agreed Notice against Title Number NT310225

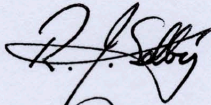
IN WITNESS whereof this Deed of Dedication is executed the day and year first before written

Schedule

Land on the East Side of Dark Lane Whatton which is registered at HM Land Registry under Title Number NT310225

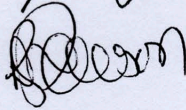
EXECUTED as a Deed by)
Whatton Parish Council)
Acting by)

Councillor



RAY SELBY - CHAIRMAN

Councillor/Trustee



RAY DAWSON - COUNCILLOR

EXECUTED as a Deed by)
Aslockton Parish Council)
acting by)

Councillor

MR Brian T Crawford.

BRIAN CRAWFORD
CHAIRMAN

Councillor/Trustee

MR Brian Jordan.

BRIAN JORDAN
COUNCILLOR