Balvonie Park Association

Kim Thain

19 Balvonie Street

Inverness

IV2 6GF

**ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT**

**DECISION NOTICE 7th June 2024 - AGREED.**

This Decision Notice relates to the asset transfer request made by **Balvonie Park Association** on the 14th of August 2022, in relation to Land comprising two fields between Braes of Balvonie, Inverness and the A9 Trunk Road, Inverness. The Highland Council has decided to **agree** the request.

**Terms and Conditions**

The request is agreed under the following terms and conditions:

* Balvonie Park Association covers all reasonably incurred property and legal costs associated with the asset transfer process – both the Council’s and its own.
* Community access to use of the facility must be maintained.
* A right of pre-emption is proposed on the property to ensure that in the event the property is sold or otherwise disposed of, or should Balvonie Park Association cease to be a Community Transfer Body as defined by the Community Empowerment (Scotland) Act 2015, the Council will seek the option of re-purchasing the asset for the original value of £1.

To proceed with the process, Balvonie Park Associationmust have a solicitor submit a formal legal offer to the Highland Council within **six months.** The deadline for an offer to be made is: **7th December 2024.**

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 reviewmust be made in writing to Jessica Boughey, Community Support Officer, The Highland Council, Glenurquhart Road, Inverness, IV3 5NX **by 4th July 2024**, which is twenty working days from the date of this notice.

Should you have any questions please do not hesitate to get in touch.

Kind regards,

**Mark Mackay**

**Community Development Manager**