

Report For:	Executive								
Date of Meeting:	17 August 2020								
Report Of:	Corporate Director, Place and Infrastructure s								
Report Author:	Laura Church								
Subject:	Transfer of Futures House from People's Property Marsh Farm to Marsh Farm Futures								
Lead Executive Member(s):	Councillor Timoney								
Wards Affected:	Northwell								
Consultations:	<table> <tr> <td>Councillors</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Scrutiny</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Stakeholders</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Others</td> <td><input type="checkbox"/></td> </tr> </table>	Councillors	<input checked="" type="checkbox"/>	Scrutiny	<input type="checkbox"/>	Stakeholders	<input checked="" type="checkbox"/>	Others	<input type="checkbox"/>
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Others	<input type="checkbox"/>								

Recommendations

- Executive are asked to support the transfer of the People's Property Marsh Farm Asset to Marsh Farm Futures.**

Background

- When the New Deal for Communities programme was established the building known as Coulters was purchased and by People's Property Marsh Farm (PPMF). When the building (now known as Futures House) was redeveloped the freehold was still held by PPMF and Marsh Farm Futures was granted a long lease of the building.

The Current Position

- The freehold interest in Futures House continues to be held by PPMF. This means that Marsh Farm Futures needs to manage two companies with associated costs in order to own and operate the building.

Goals and Objectives

- The objective of the proposal is to simplify the operation of the two companies and to consolidate the asset in Marsh Farm Futures which is a charity and to ensure that the asset is protected in accordance with the requirements of the Charities Act.

Proposal

- Executive is asked to support the transfer of the asset from PPMF to Marsh Farm Futures. The Council has a Director on the Board of Marsh Farm Futures.

Key Risks

- The risk that the asset is not protected and used in accordance with the public funding that was obtained. This would be managed by ensuring the asset is protected by the appropriate charity restrictions.

Consultations

7. The Leader and Deputy Leader have been consulted on this matter. The request has come from Marsh Farm Futures.

Alternative options considered and rejected (please specify)

8. Keep the current arrangements in place - This is placing an additional burden on Marsh Farm Futures and is not considered appropriate.

Appendices Attached

None

List of Background Papers - Local Government Act 1972, Section 100D

There are no background papers to the report.

Implications - an appropriate officer must clear all statements

Required

Item	Details	Clearance Agreed By	Dated
Legal	Futures House is a community asset acquired with the benefit of public funding. Accordingly it is important that following transfer of the freehold interest in Futures House to Marsh Farm Futures, the asset is protected in accordance with the requirements of the sections 117 to 121 Charity Act 2011. Legal will secure the necessary undertakings from the legal representatives of Marsh Farm Futures to ensure this restriction is secured against the Property	Kemi Onakoya, Principal Solicitor (Property & Planning)	20 July 2020
Finance	There are no direct financial implications of this report	Darren Lambert, Finance Business Partner	20 July 2020
Equalities / Cohesion / Inclusion (Social Justice)	There are no equalities implications.	Sandra Hayes Service Manager Strategic Community Services Luton Borough Council	20 July 2020

Item	Details	Clearance Agreed By	Dated
Environment	There are no environmental implications.	Katarzyna Wysocka, Strategy and Sustainability	20 July 2020
Health	There are no health implications	Lucy Hubber Service Director Healthy Lives	20 July 2020

Optional

Item	Details	Clearance Agreed By	Dated
Community Safety	There are no direct or indirect environmental impacts of this report.		
Staffing	There are no direct or indirect environmental impacts of this report.		
Other	There are no direct or indirect environmental impacts of this report.		