

Meeting of Full Council

Monday 14th January 2019

Agenda Item No. 19.0

TO SIGN AND SEAL THE ACCESS AGREEMENT BETWEEN ST. PHILIP'S CATHOLIC SCHOOL AND UCKFIELD TOWN COUNCIL

1.0 Summary

- 1.1. The reports give a brief precis regarding the access between St Philip's School and Victoria Pleasure Ground, and Members are asked to sign the Licence for Access agreement as agreed by the Environment & Leisure Committee on the 2nd January 2018.

2.0. Background

- 2.1. In November 2013 the Diocese of Arundel and Brighton put forward a proposal for the creation of a temporary pedestrian access to the school from Victoria Pleasure ground during the construction of the convent site.
- 2.2. This access was granted on a temporary six-month basis, since then the school has asked if the access can be made permanent.
- 2.3. The Environment & Leisure Committee asked for a survey to be carried out of the users of the access and for the school to confirm they would pay legal costs
- 2.4. At a meeting of the Environment and Leisure Committee on the 13th November 2017 the results of the survey were submitted and the committee agreed:

EL 93.11.17 It was **RESOLVED** that the Town Council make contact with St. Philips Primary School to receive an update and understand their intentions regarding the monitoring of parking and to discuss how, together, we could achieve a positive outcome. The item would be deferred to the next committee meeting on 2nd January 2018, when a decision would be made with the necessary information.

- 2.5. On the 2nd January 2018 the Environment & Leisure Committee considered a response from the school regarding legal costs and parking: -

"Following a meeting of the SCHOOL governors last week I am writing to confirm the commitments the school is happy to make. The school will pay the legal costs of the council to make a new licence (estimated at £400). We accept that the agreement will contain a break clause allowing the council to close the link in case of a serious breach of the licensee's obligations.

The school will be responsible for the maintenance of the path up to the point it joins the car park surface of Victoria Pleasure Ground. The fence and gate will also be maintained by the school.

The school will assist in the education of parents to park with consideration at Victoria (ensuring in particular that access to the dementia day care service is available at all times). We are unable to directly supervise the car park but we will take similar measures to those we use at the front of the school. We contact parents personally when parking guidelines are ignored, as well as giving regular reminders via school newsletters"

2.6. The Committee having reviewed all information, agreed:

EL 99.01.18 It was **RESOLVED** that the access from Victoria Pleasure Ground to St Philip's Catholic Primary School becomes permanent subject to:
i) the gate always being locked when school has finished;
ii) that we formally review the operation of the access each year;
iii) the Town Council to give notice to rescind the agreement if terms of the licence are not met.

2.7. The Agreement was forwarded to Full Council on the 30th July where it was agreed:

FC.40.07.18 Members **RESOLVED to:**
(i) request that alterations be made to the draft temporary licence agreement to reflect the points made regarding the school and Church, and end of the day;
(ii) request that contact be made with the local planning authority to find out what the developers were required to provide in terms of a suitable and safe route of access for schoolchildren to the primary school.

Amendments to the agreement have been agreed.

3.0. Recommendation

3.1. Members are asked to sign the Licence for Access between Uckfield Town Council and The Arundel and Brighton Roman Catholic Diocesan Corporation Limited.

Contact Officer: Christine Wheatley