

Representation 1

6 separate submissions of this representation were received from different individuals

I wish to object to the transfer of assets consisting of the field between Braes of Balvonie and the A9 (grid reference of approximate centre is NH70168 42416), with the addition of a smaller triangular field to the north, adjacent to Balvonie woods (grid reference of approximate centre is NH70043 429421) to the Balvonie Park Association on the following grounds.

None of the local residents know who the Balvonie Park Association is or who is involved from the local community, if anyone.

No member of the community has been invited to join the BPA in recent years, despite the application claiming "We have invited all to become members of the BPA to help influence and plan the activities."

Requests have been made by many local residents over the past months to join the BPA via the Inverness South Community Council meetings, but as no one knows who is involved in the Association, this has not received a response.

Two of the BPA members named in the 2014 feasibility report believed the association to be dormant, one has stepped down, and the others have no contact details. This is despite the application claiming "As you will see from our constitution, we will have a core team of trustees, but will also have as many other members as possible to help guide this project to a successful conclusion."

There do not seem to have been any recent meetings in the past few years. Official details from the Scottish Charity Regulator have the charity in default and the returns from 2014 overdue.

There are no minutes of any meetings available.

There has been no consultation with the local community except for one survey in 2013, of which there is no public copy. The last feasibility was done in 2014. The last post on the twitter account was 2014.

The plan proposed has had no community input or support.

There has been no survey of current provisions of football pitches and facilities in Inverness since 2014.

None of the recommendations in the 2014 feasibility report have been met. These include:

- An open and transparent meeting be held with Braes of Balvonie Residents Association

- A public meeting be called to consider the main community aspirations for the future use of the land adjacent to the A9
- Such a meeting, a prioritised list of projects, and a notional timescale for each should be drawn up.

Although not stated in the application, it is known from previous members of the BPA that the plan produced is based upon a football pitch as a dedicated site for an amateur football team – which would mean the local community would not be permitted to use the facility. The plan includes little to no provision for any community-use facilities at all.

The feasibility study states that a football pitch will cost at least £150,000 and even up to and beyond £400,000, based upon costs in 2014. However, the application claims it will only be £100,000 but does not provide any evidence of this. The application shows no details as to how this will be funded.

The plan assumes the use of a temporary farm track/construction haul road for access for cars and coaches, without any consultation with the owners and residents of the adjacent houses, despite the feasibility study claiming “The only negative is likely to be the impact on residents immediately adjacent to the field. Our planning will take them into account”.

The feasibility study shows sport pitches to be low on the list of respondent’s priorities, with only 3 local residents choosing it as their preference. Local residents are in favour of the land being developed for community use, but this should not be done without their involvement.

Representation 2

Good morning

I wish to object to the transfer of assets consisting of the field between Braes of Balvonie and the A9 (grid reference of approximate centre is NH70168 42416), with the addition of a smaller triangular field to the north, adjacent to Balvonie woods (grid reference of approximate centre is NH70043 429421) to the Balvonie Park Association on the following grounds.

After speaking to many people in the street, no one knows who the Balvonie Park Association are and there is no one in the street that is a member this group. It has been set up by people outwith the local area with the intention to make money off this proposal. There is no spirit of community in this project and the locals are not allowed to use the site. It is for an amateur football team to play at and it will be locked up when they are not in residence.

Another problem will be it will be flood lit and this will be in very close proximity to quite a few properties. Also the noise pollution caused by 22 grown adults playing to possibly 10pm. This will cause a lot of upset to people with young children. Also I notice there is planning for 18 car park spaces and 2 coaches, which will not stay at that, there will be cars parked all over the place affecting the residents day to day movements. Also the proposed road was meant to be removed as it was only a temporary haul road which is in close proximity to the houses at the top of the development merely 18ft from their front doors all of which have young children .

I walk in the field regularly and i know for a fact the grass is full of orchids there are bat roosts in the trees there are newts and badgers in that field.

Problems with application

- 1 Not for the community - local kids not allowed to use -for a amateur football team not from the area
- 2 No one from the street on BPA or have been allowed to join
- 3 The noise and light pollution
- 4 Impact on wildlife rare species and residents from noise & light
- 4 Not in keeping with the original plan for the street
- 5 No one from Balvonie street avenue or square knew a thing about it - no consultation
- 6 Four notifiable species - probably not on their report if in fact there is one

PROS TO COME OUT OF THIS

As a community there has been a few of us working on ideas for the field and we were going to present it to local residents for approval.

Reports have been done with cash flow already worked out for a plan we think will enrich the community spirit, wildlife and ecology of the area.

If we are given the opportunity, we will have a far superior plan presented to Highland Council with pure intentions and community spirt behind it, or on the other hand we could have a financial land

grab by a charity that functions when it feels like it and certainly has very dodgy credentials on the OSCR.

The BPA have not been active since 2014 and 2 of the members were at the community council meeting on 7/10/19 and they did not even know about this. Also after looking into this so called charity it turns out the charity has failed to present any financial information for 1740 days and is sitting in default which is online to see for everyone.

There is also a large lottery fund donation, which is also unaccounted for. I have a strong feeling there is some form of fraud going on here and this should be investigated.

Personally I think this should be up to the residents of Balvonie to what happens with this area in my opinion a kick pitch for the children a community woodland with walk through it and allotments. This is the kind of thing that should be put in place, a true show of community spirit not 2 flood light football parks as you descend down the last stretch of the A9 in to the capital city of the highlands.

Representation 3

I refer to the recent notice of an 'Asset Transfer Request' for land adjacent to the Braes of Balvonies by an organisation calling itself The Balvonie Park Association, as per the following link

https://www.highland.gov.uk/downloads/file/21158/notice_of_atr_-_balvonie_park_assoc

I am very concerned about who this organisation is, who they purport to represent, and what their actual plans are for the site. I therefore would like to strongly object to their proposal for the following reasons.

I have lived directly next to this area of land, in Balvonie Street, since 2016 and prior to this application had not heard of the 'Balvonie Park Association'. I have not been consulted by the organisation and, as far as we are aware, no other residents of the immediate area are aware or have been consulted by this organisation.

Upon investigating the 'Balvonie Park Association' and its registration as a charity it appears they are currently in default of the required documents by 1741 days. I would assume that this would automatically invalidate their application for an asset transfer.

<https://www.oscr.org.uk/about-charities/search-the-register/charity-details?number=44235>

OVERVIEW OF SCOTTISH CHARITIES

- SEARCH THE REGISTER
- REGISTER SEARCH
- CHARITY REGISTER DOWNLOAD
- THE 300 HIGHEST INCOME CHARITIES
- FORMER CHARITIES DOWNLOAD
- RAISE A CONCERN
- CHARITY LAW
- CHARITY SURVEYS
- INFO FOR ELECTED MEMBERS
- VIEW THE LATEST CHARITIES

Charity Search

Charity name or number

Providing you agree to certain conditions, you can download the Scottish Charity Register.

Charity Details

Balvonie Park Association, SC044235

Documents 1741 days overdue

Registered charity from 02 September 2013

Overdue

This charity failed to provide information on its finances within 9 months of its financial year end date. Where the number of 'documents days overdue' exceeds 75, this charity is classed as 'defaulting'. We actively pursue defaulting charities using our powers under the Charities and Trustee Investment (Scotland) Act 2005.

Charity Details

The Name the Charity is Known By	Balvonie Park
Address	St James Union Street Inverness
Postcode	IV10 8TD
Is the supplied address a principal office or a trustee address?	Principal Office
Website	No Link Provided
Regulatory Type	Standard

OSCR Registration Logo

[Download this charity's registration logo](#)

The registered address of the charity is a residential address in Fortrose which is not in the Inverness South area. I am surprised that a charity allegedly set up to benefit the community of Milton of Leys is not based in or near the area.

The person making the application was a member of the Inverness South Community Council but had to step down as he no longer lives in the area.

I have had a look at the Balvonie Park Associations (BPA) constitution as attached to the application and there appear to be a number of problems with the association, as follows

(1) To be a member of the BPA you need to be resident within the area of Inverness South as per clause 11. The applicant is not resident within Inverness South and therefore cannot

be a member of the BPA. Whoever resides at the BPA's registered address in Fortrose also cannot be a member of the BPA.

(2) As per clause 24 an AGM must be held each calendar year. There has been no such AGM since 2014, a period of 5 years.

(3) The charity is in default with the Charities commission and there has been no consideration of the accounts since at least 2014 as per clause 27.2. The committee is responsible for this as per clauses 108 and 109.

(4) The minimum number of charity trustees is 5, excluding members of the council. The only trustees that anyone is aware of are the ones listed in the Feasibility study attached as part of the application. At least one of those trustees we know has resigned, leaving only 4 trustees (at most) plus one elected member of the council. We are unaware of any publicly available list of current trustees and office bearers, as per clause 68.

There are also a number of issues with the application form itself which concern me

In section 4.2 it mentions a number of different recreational facilities that the BPA wish to build yet the plans submitted only show two large football pitches and a car park. There is no evidence of any further plans. There is no evidence of any costings other than a mention of £100,000 which is considerably less than the 2014 feasibility study which has an estimated cost of £150,000 for a grass pitch, £400,000 for an artificial pitch and £300,000 for facilities. The plans show two pitches, which would make £300,000 if both were grass plus £300,000 for facilities which presumably even an amateur team would require.

In section 4.4 under 'Negative Consequences' it mentions keeping noisier parts of the development away from the nearest houses yet the designs show the pitches which will be noisy and disruptive are at the closest end of the field to the houses. It also mentions that they have invited all residents near to the field to become members of the BPA. This is not true. I have not been invited and am in one of the closest houses to the field. As far as we are aware none of our neighbours have been invited to join the BPA or even were, before this application, aware of its continued existence.

In section 4.5 I would be interested to know who this team are that has gathered together as none are mentioned by name other than the consultant that produced the feasibility study. I am confused as to how a team could be appointed without any meetings of the BPA being held. Has the applicant appointed these contractors himself?

In section 5.1 the survey mentioned was conducted in 2013/14 with no further update or review. I would be somewhat surprised if this survey was still valid.

Representation 4

I wish to object to the transfer of assets consisting of the field between Balvonie Braes and the A9 (grid reference NH70168 42416) with the addition of a small triangular field to the north, adjacent to Balvonie woods (grid reference of approximate centre is NH70043 429421) to the Balvonie Park Association on the following grounds.

I am a local resident here and I have never heard of them. They have never approached me to see if I am happy for this proposal. I am very much against this proposal and condemn this idea for a football park that I would not have access to when I am a resident here. I live next door to the field and it would encroach on my property and my well-being, I feel like there will be constant noise and light pollution right into my home causing disturbance to myself and household.

The fact I have not being approached by this organisation even though I am a resident here, makes me very suspicious as to why and with lots of concerning questions. This piece of land from what I understand and was informed when I bought my property was for the residents of Balvonie Braes to use. If this proposal goes through to me is the exact opposite and have a negative impact on all residents living here. To my knowledge there is plenty of other public parks for football clubs and other sports .

I also frequently walk round this field it and observed there is the following

- Bats
- Badgers
- Newts
- Deer
- Wild plants including orchards

If this gets the go ahead with their flood lights, parking, along with the pitch it will have a major negative impact on the environment here effecting the feeding grounds for these animals and plants and numbers will be dramatically reduced. We are in the middle of serious global warning concerns and this will not do.

Representation 5

I would like to submit an objection to this ATR on the grounds of:

The Balvonie Park Association (BPA) is portraying itself in the documents submitted to the Council recently as a charity but OSCR - Scottish charity regulator has this charity down as 'defaulting' and no accounts have ever been submitted.

> There has also been 3 grants allocated to this project totalling £13,500.

> £10,000 from the National Lottery 'Awards for All' granted on 29 January 2014.

> £1000 from The Highland Council Ward Discretionary budget 2013/14 and a further £2500 from the same budget 2014/15.

> Should these not be accounted for in the Charity accounts?

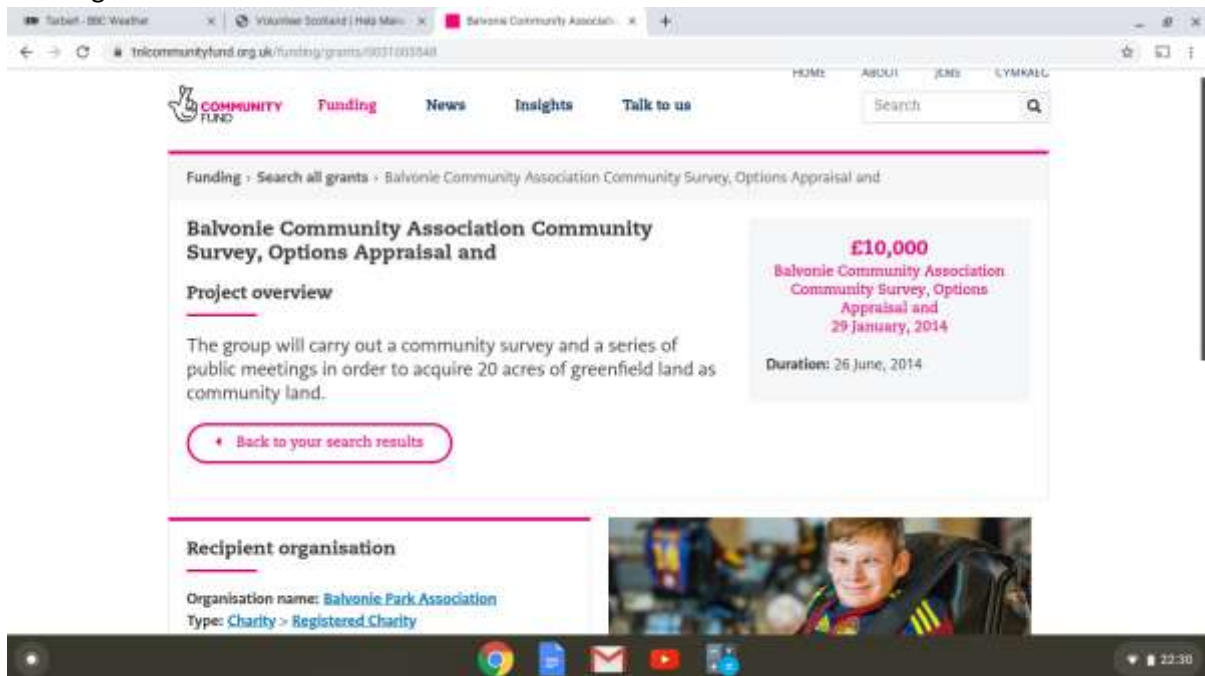
The BPA state in the documents that they have £700, this should also be accounted for to the OSCR.

The mailing address that is held for BPA is for a residential address in Fortrose that the proposer no longer lives at. This should also have up to date information.

I have also submitted a 'concern form' to the OSCR about this.

I would appreciate acknowledgement of this email.

Kind regards



Ward_Discretionary_spend_2014_15_website.xls

File Edit Insert Format Help

Ward Discretionary Budget Balance: £1,071.00

Contribution Totals totals: £54,134.00 £29,607.30

Project No	Name of Project & Project Description	Total Cost of Project (£)	WDC Contribution (£)	Partner Contribution (£)	For Oracle	Least Service	BACS/Cheque	Info Updated
004	North of Scotland Cycling - Campus Caper Mass Bike Ride	£3,156.00	£0.00	£2,000.00	4/16/2014	W02	Elec	
005	Cradlehill Parent Council - Two Smartboards	£5,000.00	£5,000.00	NM	4/16/2014	W01	Elec	
0020	Balnakeil Park Association - Balnakeil Park Project	£2,500.00	£2,500.00	NM	4/16/2014	W02	Elec	
0049	High Life Highland - Summer Activities	£2,540.00	£688.50	£1,851.50	7/4/2014	W02	Elec	
0062	Highland Astronomical Society - Replacement of Telescope Mount	£2,500.00	£1,254.00	£1,255.00	8/22/2014	W01	Elec	
0076	Inverness Royal Academy - Romana Trip	£8,000.00	£1,000.00	£3,000.00	9/26/2014	W01	Elec	
0079	Inshes Primary School - Use of ICT	£5,286.95	£2,600.00	NM	9/29/2014	W01	Elec	
01	Culloden Moor Conservation Area Visualisation Study	£5,410.00	£5,410.00	NM	9/30/2014	W02	Internal Recharge	
02	Birchwood Lane Play Area - New Equipment	£2,500.00	£2,500.00	NM	3/3/2015	W02	Internal Recharge	
03	Birkenhead Terrace Sips - Teds	£200.00	£200.00	NM	12/17/2014	W02	Internal Recharge	
0006	Inshes Community Association - Inshes Park Seating and Shelter	£20,500.00	£5,000.00	£15,500.00	12/18/2014	W02	Elec	
0008	Do It Now - Cycle Cross Event	£691.80	£500.00	NM	12/22/2014	W02	Cheque	
04	Eagle Roundabout - Road Works	£9,500.00	£9,500.00	NM	1/6/2015	W02	Internal Recharge	
0035	Ballich Fund Raising Group - Get Smart	£4,500.00	£500.00	£2,000.00	2/26/2015	W01	Elec	
06	Cradlehill Path	£5,000.00	£5,000.00	NM	2/27/2015	W02	Internal Recharge	
0040	Ballich Fund Raising Group - Get Smart	£4,500.00	£2,000.00	£2,000.00	3/11/2015	W01	Elec	
06	Eagle Roundabout - Electrical Work	£8,500.00	£8,500.00	NM	3/18/2015	W02	Internal Recharge	
0058	Inshes Primary School - Outdoor Learning	£1,200.00	£1,200.00	NM	3/26/2015	W01	Elec	

FINAL_2013_2014_Ward_Discretionary_Spend.xls

File Edit Insert Format Help

Ward Discretionary Budget Balance: £7,091.12

Contribution Totals totals: £55,030.00 £200,690.08

Project No	Name of Project & Project Description	Total Cost of Project (£)	WDC Contribution (£)	Partner Contribution (£)	For Oracle	Least Service	Completed / Paid	Info Updated
005	Highland Disability Sport - special olympics	£65,665.00	£490.68	£65,174.32	4/26/2013	W02	Elec	
069	Balloch Primary School	£1,800.00	£500.00	£3,300.00	7/22/2013	W01	Cheque	
077	National Trust for Scotland	£1,925.00	£862.50	£862.50	8/14/2013	W02	Elec	
091	Inshes Community Association - Inshes Park Play Area	£5,964.00	£5,964.00	NM	9/2/2013	W02	Elec	
102	Inver Badnoch & Strath CAS - New photocopyer	£4,276.00	£364.00	£3,912.00	9/27/2013	W01	Elec	
103	St Columba Church The Living Room - Connections	£23,220.00	£4,000.00	£5,000.00	9/27/2013	W02	Elec	
104	Inver District Trades Union Council - International Workers Memorial	£8,000.00	£100.00	£5,900.00	9/27/2013	W02	Chq	
131	Culloden Academy - Duke of Edinburgh Scheme	£8,950.65	£2,500.00	£5,010.65	10/29/2013	W01	Chq	
16	Maxwell Park Fencing	£496.90	£496.90	NM	11/25/2013	W01	Internal Recharge	
151	Culloden Academy - Tarrasus Volunteering Project	£38,410.00	£7,500.00	£30,910.00	12/3/2013	W01	Chq	
152	Inshes Community Association - Inshes Park Play Area	£75,000.00	£10,000.00	£65,000.00	12/3/2013	W02	Elec	
153	Cradlehill Primary - Residential Excursions	£21,600.00	£2,000.00	£19,600.00	12/3/2013	W02	Chq	
154	High Life Highland - Fusion Event	£1,537.72	£400.00	£1,137.72	12/3/2013	W02	Elec	
155	Balnakeil Park Association - Balnakeil Park Project	£13,500.00	£1,000.00	£10,000.00	12/3/2013	W02	Elec	
157	Milton of Leys Primary - Developing Outdoor Learning within MCL Primary	£8,000.00	£4,000.00	£3,500.00	12/4/2013	W01	Chq	
167	Ballich Primary School - Development of Playground	£808.93	£200.00	£608.93	1/15/2014	W02	Chq	
169	Outlook Adventure Scotland	£12,000.00	£2,500.00	£5,500.00	1/17/2014	W02	Elec	
169	Play Equipment Sundrys	£10,000.00	£10,000.00	NM	2/18/2014	W02	Internal Recharge	