

Road to the Isles Facilities Group,
Mallaig and Morar Community Centre,
West Bay,
Mallaig,
PH41 4PX

The Highland Council,
Glenurquhart Road,
Inverness,
IV3 5NX

ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT
DECISION NOTICE 20th OF OCTOBER 2021 – AGREED

This Decision Notice relates to the asset transfer request made by **Road to the Isles Facilities Group** on the 26th of March 2021, in relation to **Tougal Car Park and Toilets**.

Highland Council has decided to **agree** the request.

Terms and Conditions

The request is agreed under the following terms and conditions:

- A 25-year, registered lease is offered for no annual charge.
- The lease will be restricted to community use, including provision of public toilet facilities and chargeable parking.
- The lease will be on a Full Repairing and Insuring basis (the tenant will be responsible for maintenance and insurance).
- Evidence of Planning approval for the proposed development.
- Evidence of security of tenure over additional land adjoining the car park, as required for the proposed development.
- Road to the Isles Facilities Group covers all reasonably incurred property and legal costs associated with the asset transfer process – both the Council's and its own.
- Any transfer will be subject to existing burdens / conditions in the Council's title to the property (e.g. 3rd Party access rights, etc.). The Council may also impose further burdens / conditions if they consider this expedient (e.g. economic development burdens, etc). The Council will only transfer property for which it has title to do so.

To proceed with the process, **Road to the Isles Facilities Group** must submit an offer to the Highland Council within **six months**. The deadline for an offer to be made is: **20th of April 2022**.

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 review** must be made in writing to Ewen McIntosh, Engagement Coordinator – Policy & Reform, Highland Council, Glenurquhart Road, Inverness, IV3 5NX **by 17th of November 2021**, 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,

Ewen McIntosh
Engagement Coordinator – Policy & Reform