

EXECUTIVE DECISION NOTICE**DISCRETIONARY RATE RELIEF SUB-COMMITTEE**

A record of the decisions made at the meeting of the Discretionary Rate Relief Sub-Committee, sitting as an Appeals Panel, held on Wednesday, 28 January 2015, at 3.55 pm.

Present**Councillors**

Chris Hogg	Culture, Arts and Events Portfolio Holder
Peter Thornton	Leader of the Council and Promoting South Lakeland and Finance Portfolio Holder
Graham Vincent	Health and Wellbeing Portfolio Holder

Officers

Inge Booth	Senior Democratic Services Officer
Jason Habbershon	Democratic Services Assistant
Nicola Hartley	Senior Solicitor
Ross McLaughlin	Revenues Officer (BIDS and Reliefs)
Alan Raven	Revenues and Benefits Manager

DRR/28 ELECTION OF CHAIRMAN

RESOLVED – That Councillor Graham Vincent be elected Chairman for the meeting.

DRR/29 APOLOGIES AND RECONSTITUTION OF MEMBERSHIP

There were no apologies for absence and there had been no changes in membership of the Sub-Committee, and therefore reconstitution of membership was not necessary.

DRR/30 DECLARATIONS OF INTEREST

RESOLVED – That it be noted that there were no declarations of interest.

DRR/31 LOCAL GOVERNMENT ACT 1972 - EXCLUDED ITEMS

RESOLVED – That, should discussion be necessary, the items in Part II of the Agenda be dealt with following the exclusion of the press and public.

DRR/32

CONSIDERATION OF APPEAL AGAINST EXECUTIVE DECISION TO REFUSE AN APPLICATION FOR DISCRETIONARY RATE RELIEF MADE BY KENDAL TOWN FOOTBALL CLUB - 53050371**(ASSISTANT DIRECTOR (RESOURCES)/SECTION 151 OFFICER)****Summary**

Further to the deferral of a decision by the Sub-Committee on 10 December 2014 (DRR/26 (2014/15)), further consideration was given to an appeal made by Kendal Town Football Club against an Executive Decision made under delegated powers to refuse an application for Discretionary Rate Relief.

Following the deferral, Kendal Town Football Club had provided the additional information requested by the Sub-Committee which was included in Appendix 5 to the Report.

The Revenue and Benefits Manager advised the Sub-Committee that a further letter had been received from the appellant. The Chairman agreed to take account of the letter, and copies were circulated to all present.

Note – Details regarding membership and the youth players' register, were provided at Appendix 5 and the further letter circulated at the meeting respectively, and were excluded from inspection by members of the public in accordance with Section 100 (B) of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, and, in all the circumstances of the case, it was considered that the public interest in maintaining the exception outweighed the public interest in disclosing it. Copies of the documents were excluded, as they contained information as described in Schedule 12A of the Act as follows:-

-Information relating to any individual. (Paragraph 1)

-Information which is likely to reveal the identity of an individual. (Paragraph 2)

Decision

RESOLVED – That 25% Discretionary Rate Relief be awarded to Kendal Town Football Club (ref:53050371) for the period 1 April 2014 to 31 March 2015.

Reasons for Decision

The award of discretionary rate relief is in line with the guidelines set out by Council for determining applications.

Alternative Options Considered and Rejected

The Sub-Committee, in considering the appeal, could have awarded discretionary rate relief up to 80%, but having regard to the number of members of the club it was considered that 80% relief was not appropriate in this case. The appeal could have been refused, but this was not considered to be in accordance with the policy guidelines.

The meeting ended at 4.25 pm