

**Resolutions**  
**Special Board Meeting of the**  
**Wimbledon and Putney Commons Conservators**  
**Wednesday 23<sup>rd</sup> May 2018**

**RESOLUTIONS**

**The Board Resolved:**

1. that no 'connected persons' were involved with decisions relating to the grant of The Spencer Licence.
2. to receive the legal Opinion from [REDACTED] a barrister of [REDACTED] received on the 16<sup>th</sup> May 2018.
3. to amend the current terms of the Licence to strengthen the obligations on the Licensee to protect the Green and to make the Green and the picnic benches placed on the Green available to all users of the Commons:
  - i. the Licensee to install signage agreed with WPCC indicating that 'Members of public are welcome to make use of the picnic benches';
  - ii. the Licensee and WPCC to jointly undertake an impact assessment of the picnic benches by assessing the state of the Green in advance of the picnic benches being positioned on the Green and a further assessment within one month following the removal of the picnic benches and the Licensee to assume full financial responsibility for any restoration works that are required to return the Green to the satisfaction of WPCC;
4. that the Licensee will provide WPCC with copies of the current Premises Licence obtained by The Spencer under the Licensing Act 2003 and a copy of the Decision Notice from the local planning authority permitting the picnic benches be placed on the Green temporarily each year.
5. to include an additional provision under the terminations provisions of the licence that in the event the provision of the picnic benches on the Green were considered unlawful or in breach of the Conservators' duties by a court or the Charity Commission the Licence would be immediately terminated.
6. Redacted
7. to receive a further letter from [REDACTED] confirming their ability and practical experience to provide WPCC with competent advice and providing further advice on whether the full market value and best consideration reasonably obtainable for the Licence has been achieved by WPCC.
8. that in accordance with Commissioners Clauses Act 1847 section 44, to revoke Resolution 02.18.4:

**"The Spencer**

**Resolved: The Board accepted the terms of payment for the five-year licence with the owner of The Spencer as set out in the Matters Arising Report, subject to Planning Permission being granted.**

**Approved: 5**  
**Against: 0**  
**Abstain: 0”**

9. to determine on the basis of recommendations 1 to 8 above to grant a Licence with the Licensee commencing on the 25<sup>th</sup> May 2018 terminating on the 31<sup>st</sup> October 2018, at a consideration of [REDACTED] [REDACTED] subject to the local planning authority granting planning permission.
10. that WPCCC undertake a formal review of the operation of the Licence in November 2018 with the Licensee to ensure that WPCCC is fulfilling its obligations in respect of protecting the Commons, the amenity value of the picnic benches and the financial arrangements to ensure that the Charity is achieving full market value in terms of the licence fee with a view to entering into a further four-year licence.

**Approved: 4**  
**Against: 0**  
**Abstain: 0**

These Resolutions are subject to formal Board approval at the next (regular) Board meeting.

**Conservators:** Mrs Diane Neil Mills, Chairman (DNM)  
Mr David Hince (DH)  
Mr Peter Hirsch (PDH)  
Mr Nigel Ware (NW)

**Officers:** Mr Simon Lee, Chief Executive (CEO)  
Mr Steve Bound, Chief Operations Manager (COM)  
Mrs Angela Evans-Hill, PA to Chief Executive (PA to CEO)