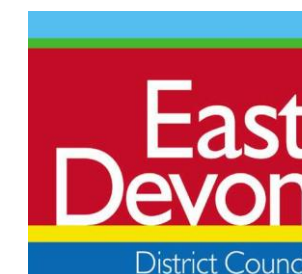


**East Devon District Council****Community Right to Bid****List of Assets of Community Value****SUCCESSFUL NOMINATIONS**

<b>Reference:</b>	<b>Nominated Asset</b>	<b>Address of Asset</b>	<b>Nominating Group</b>	<b>Date Listed</b>	<b>Date notified of sale</b>	<b>Interim moratorium ends (6 weeks)</b>	<b>Full moratorium triggered (Y/N)</b>	<b>Full moratorium ends (6 months)</b>	<b>Date remove from list (5 Years)</b>
CA003 See CA043	Kings Arms Inn	Stockland Honiton EX14 9BS	Stockland Parish Council	9 Aug 13	9 Aug 13	20 Sep 13	Yes	8 February 2014	Re nominated CA043 and now owned by the community
CA004	The Red Lion	Fore Street Sidbury EX10 0SD	Save The Red Lion Campaign	11 Sep 13					10 September 2018 Removed from list
CA006	Land at Glenview	Land at Glenview Honiton	Honiton Town Council	31 Oct 13					Removed as of 30 October 2018
CA007	Harpford Hall	Lower Way Harpford EX10 0NQ	Newton Poppleford and Harpford Parish Council	8 July 14	8 July 14	18 August 14	Yes	10 January 2015	Now owned by the community.
CA008	Glebe Field	Glebe Field Woodbury Salterton	Woodbury Salterton Residents Association	17 July 14					Removed and unsuccessful on re nomination. See CA047
CA010	Youth Club	Station Youth Club Exeter Road Ottery St Mary	Ottery St Mary Town Council	15 August 14					14 August 2019 Removed from listing. Now owned by OSM Town Council
CA013	The George Inn	Chardstock Axminster EX13 7BX	Chardstock Parish Council	14 April 15					Removed and placed on the unsuccessful list CA049
CA014	Potters Market	McColl's West Hill Road West Hill	Ottery St Mary Town Council — Now (West	30 April 2015					Re nominated and listed under: CA048

		EX11 1TY	Hill Parish Council)						
CA015	Stoke Canon Inn	Stoke Canon Exeter EX5 4AR	Stoke Canon Parish Council	8 May 2015	5 May 17	15 June 17	Yes	4 November 2017	7 May 2020 Removed from listing and not re nominated
CA017	Aylesbeare Inn	Aylesbeare Exeter EX5 2BY	Aylesbeare Parish Council	2 June 2015					Pub demolished and new one built , but not nominated
CA018	Britannia Inn	24 Knowle Village Knowle, Budleigh Salterton EX9 6AL	Knowle Village Consortium	31 July 2015					30 <sup>th</sup> July 2020 Removed from listing and not re nominated
CA019	Yarcombe Inn	Yarcombe Inn Yarcombe Honiton EX14 9BD	Yarcombe Parish Council	2 <sup>nd</sup> September 2015	18 May 2017	29 June 2017	Yes	17 <sup>th</sup> November 2017	Re nominated and approved for listing on 9 September 2020. See entry CA051
CA021	Feniton playing fields	Station Road Feniton EX14 3DF	Feniton Parish Council	15 March 2016					Re nominated and approved 23 Jun 21. See entry CA053
CA022	The Old Inn	Hawkchurch Axminster EX13 5XD	Hawkchurch Parish Council	25 April 2016	26 <sup>th</sup> May 2016	7 <sup>th</sup> July 2016	Yes	25 November 2016	24 <sup>th</sup> April 2021  Community could not raise the capital required. Still owned and being run as before.
CA023	The Glen	Land adjacent to Footpath and Millennium Green Parsonage Lane Honiton EX14 9TF	Honiton Town Council	30 June 2016	6 September 2016	17 October 2016	Yes	29 December 2016	29 June 2021
CA027	The White Hart	Church Stile Lane Woodbury EX5 1HN	Exeter and East Devon CAMRA	12 October 2016					11 October 2021
CA028	Recycling in Ottery	Old Station Yard St Saviours Deport Ottery St Mary EX11 1RE	Ottery Town Council	28 November 2016					Now owned by the Town Council as of 3rd April 2015

CA029	Playing Ground and field	Village Way Aylesbeare Exeter	Aylesbeare Parish Council	8 December 2016					7 December 2021
CA030	The Cannon Inn	High Street Newton Poppleford Sidmouth EX10 0DW	East Devon & Exeter CAMRA	19 December 2016					19 <sup>th</sup> December 2021
CA031	Clyst St Mary Village Hall	Clyst St Mary Village Hall The Village Clyst St Mary Exeter EX5 1AA	Bishops Clyst Parish Council	27 <sup>th</sup> February 2017					26 <sup>th</sup> February 2022
CA032	Beer Social Club	Berry Hill Beer EX12 3JP	Beer Parish Council	17 <sup>th</sup> March 2017	3 April 2017	14 May 2017	Yes	3 <sup>rd</sup> October 2017	Sold to local community for social/affordable housing
CA033	<del>Rethink Building</del> + Pottery buildings and courtyard/patio	<del>The Pottery</del> c/o Rethink 2 Meeting Street Exmouth Devon EX8 1LN	<del>Exmouth Ceramic Group</del>	<del>4<sup>th</sup> May 2017</del>					September 2018 Passed back to DCC under prior legal agreement with RETHINK
CA025	The Half Moon Inn	Clyst St Mary Exeter EX5 1BR	Broadclyst Parish Council	20 <sup>th</sup> May 2017					19 <sup>th</sup> May 2022
CA034	Six Bells Inn	Payhembury Honiton EX14 3HR	Payhembury Parish Council	26 <sup>th</sup> June 2017					25 <sup>th</sup> June 2022
CA035	Playing field	Payhembury playing field (adjacent to St Mary's church) Church Lane Payhembury	Payhembury Parish Council	28 <sup>th</sup> March 2018					27 <sup>th</sup> March 2023
CA036	New Fountain Inn	Church Road Whimble EX5 2TA	Whimble Historical Society	5 <sup>th</sup> February 2018					4 <sup>th</sup> February 2023
CA037	Diggers Rest	Woodbury Salterton	Woodbury Salterton	30 <sup>th</sup> January					29 <sup>th</sup> January 2023

	Inn	Exeter EX5 1PQ	Residents Association	2018					
CA043	Kings Arms Inn	Stockland Honiton EX14 9BS	Stockland Parish Council	11 <sup>th</sup> September 2018					10 <sup>th</sup> September 2023 Now owned by the community
CA044	Trevelyan Building	Fore Street Seaton EX12 2AN	Seaton Town Council	26 <sup>th</sup> September 2018					25 <sup>th</sup> September 2023
CA046	Land at Glen View	Land at Glen View Honiton	Honiton Town Council	4 <sup>th</sup> February 2019					3 <sup>rd</sup> February 2024
CA048	McColls Site	Potters Country Market, West Hill Road, West Hill EX11 1TY	West Hill Parish Council	28 <sup>th</sup> April 2020					27 <sup>th</sup> April 2025
CA050	Broad Oak Plantation	Broad Oak Plantation Lower Board Oak Road West Hill	West Hill Parish Council	25 <sup>th</sup> August 2020					24 <sup>th</sup> August 2025
CA051	Yarcombe Inn	Yarcombe Inn Yarcombe Honiton EX14 9BD	Yarcombe Parish Council	9 <sup>th</sup> September 2020					8 <sup>th</sup> September 2025
CA052	Methodist Hall	Chapel Road Lypstone Nr Exmouth EX8 5ER	Lypstone Parish Council	15 February 2021					14 February 2026
CA053	Feniton playing fields	Station Road Feniton EX14 3DF	Feniton Parish Council	14 May 2021					22 June 2026
CA054	The George Inn	Chardstock Axminster EX13 7BX	Chardstock Parish Council	8 July 2021					7 July 2026

## UNSUCCESSFUL NOMINATIONS

Reference	Nominated Asset	Address of Asset	Nominating Group	Date of Decision	Reason for unsuccessful nomination	Date of possible re nomination (18 months from decision)
CA001	Magistrates Court	Lyme Close Axminster	Axminster Town Council	25 June 2013	The principle use of the land neither now, nor in the recent past, furthers the social wellbeing or cultural, recreational or sporting interests of the local community. It does not therefore meet the criteria set out in the Localism Act 2011 to be eligible for listing.	25 December 2015
CA002	Police Station	Lyme Close Axminster	Axminster Town Council	25 June 2013	The principle use of the land neither now, nor in the recent past, furthers the social wellbeing or cultural, recreational or sporting interests of the local community. It does not therefore meet the criteria set out in the Localism Act 2011 to be eligible for listing.	25 December 2015
CA005	Magistrates Court	Dowell Street Honiton	Honiton Community Church Trust	22 August 2013	The principle use of the land neither now, nor in the recent past, furthers the social wellbeing or cultural, recreational or sporting interests of the local community. It does not therefore meet the criteria set out in the Localism Act 2011 to be eligible for listing.	22 February 2015
CA009	Winslade Park	Winslade Park Clyst St Mary	Bishop Clyst Parish Council	15 August 2014	In this case, the land is an ancillary use to the buildings so falls outside s88(1)(a) of the Act and it is also restricted by private land on all side with no direct public access. Under the Act the nominated asset does not constitute a community asset in the past or for the foreseeable future.	14 February 2016
CA010	Methodist Church	Methodist Church Tower Street Exmouth	Centre Stage Exmouth	11 August 2014	The site and building does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.	10 February 2016
CA011	St Saviours	Devon County Council Social Services (St Saviours)	Ottery St Mary Town Council	15 August 2014	The building or its use does not enhance for the social wellbeing or social interests of the residents of OSM now or the foreseeable future. For these reasons the site and building nominated does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.	14 August 2016
CA012	Methodist Church	Tower Street Exmouth EX8 1NT	Centre Stage	11 August 2014	The building or its use does not enhance for the social wellbeing or social interests of the residents of Exmouth now or the foreseeable future. For these reasons the site and building nominated does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.	10 February 2016
CA016	Knowle Park	Knowle Park Sidmouth EX10 8HL	Knowle Residents Association	18 May 2015	(a)an actual current use of the building or other land that is not an ancillary use furthers the social wellbeing or social interests of the local community, and  (b) it is realistic to think that there can continue to be non-ancillary use of the building or other land which will further (whether or not in the same way) the social wellbeing or social interests of the local	17 November 2016

					community.	
CA020	Axminster Hospital	Chard road Axminster EX13 5DU	Axminster Town Council	17 <sup>th</sup> September 2015	However, if the hospital was closed and placed on the open market, the Town Council would certainly not have the resources to purchase or run it in its current form. The listing of this asset would serve no purpose and only delay the inevitable outcome for no good reason.	16 March 2017
CA024	St John's Court	St Johns Road Exmouth EX8 4DD	Save St John's Court Project Group	7th July 2016	The main use of the property is offices and the 'care element' which may be considered as furthering the social wellbeing or social interest of the community, however, this does not come within the scope of the Localism Act.	6 <sup>th</sup> January 2018
CA038	Harbour View Cafe	Queen's Drive, Exmouth Devon EX8 2AY	Save Exmouth Seafront	6th May 2018	The facility is not unique in its position as the only café within the sea front as there are 9 other eating/drinking establishments along its length, ranging from The Point at the marina to Foxholes café and the Premier Inn café. Many like the Harbour View are dog friendly and all are in a better decorative order. The Harbour View is very much at the more affordable end of the market that said, its location is in one, if not the prime commercial position on the sea front. It is not unique as there are numerous other comparable café establishments which further the social wellbeing and interest of the local community and visitors alike.	5 <sup>th</sup> November 2019
CA039	Exmouth Fun Park	Land at Queens Drive (east of Ocean Building) Exmouth EX8 2AY	Save Exmouth Seafront	6th May 2018	The function of the Fun Park was a children's play area which may be considered as furthering the social wellbeing or social interest of the community, however, due to the age/size limitations of the facilities at the fun park it was not all inclusive to the community as it only catered for young children. There are now improved and inclusive areas for a wider spectrum of the community in the very near vicinity. If the former fun park site were to be sold or it was used for another purpose, it would not be to the detriment of the local community.	5 <sup>th</sup> November 2019
CA040	Seaton Hospital	Valley View Close, Seaton, Devon, EX12 2UU	Seaton Town Council	16 <sup>th</sup> October 2018	The main use of the property is the 'care element' which may be considered as furthering the social wellbeing or social interest of the community, however, this does not come within the scope of the Localism Act. A plain English guide to the Localism Act, states:  "Every town, village or neighbourhood is home to buildings or amenities that play a vital role in local life. They might include community centres, libraries, swimming pools, village shops, markets or pubs. Local life would not be the same without them, and if they are closed or sold into private use, it can be a real loss to the community."  In this case the nominated asset does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.	15 <sup>th</sup> April 2020
CA041	Honiton Hospital	Marlpits Lane, Honiton EX14 2DE	Honiton Town Council	30 July 2017	The main use of the property is the 'care element' which may be considered as furthering the social wellbeing or social interest of the community, however, this does not come within the scope of the Localism Act. A plain English guide to the Localism Act, states:  "Every town, village or neighbourhood is home to buildings or amenities that play a vital role in local life. They might include	29 <sup>th</sup> January 2020

					<p>community centres, libraries, swimming pools, village shops, markets or pubs. Local life would not be the same without them, and if they are closed or sold into private use, it can be a real loss to the community."</p> <p>In this case the nominated asset does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.</p>	
CA042	Ottery St Mary Hospital	Keegan Close, Ottery St Mary, EX11 1DN	OSM Town Council	14 August 2018	<p>The main use of the property is the 'care element' which may be considered as furthering the social wellbeing or social interest of the community, however, this does not come within the scope of the Localism Act. A plain English guide to the Localism Act, states:</p> <p>"Every town, village or neighbourhood is home to buildings or amenities that play a vital role in local life. They might include community centres, libraries, swimming pools, village shops, markets or pubs. Local life would not be the same without them, and if they are closed or sold into private use, it can be a real loss to the community."</p> <p>In this case the nominated asset does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.</p>	13 <sup>th</sup> February 2020
CA045	West Hill School Playing Field	Land at Beech Park, West Hill EX11 1UQ	West Hill Parish Council	10 December 2018	<p>The current status of the land preclude the land from being listed, it is not in regular use by the wider community and the occasional use does not fulfil the social wellbeing or social interests of the local community.</p> <p>The Judge and Chamber Presidents decision made it quite clear where this category of land sits in his opinion and over turned the district authority's decision to list the land. The school's head, has outlined for child safe guarding and a number of other reasons why the land is not used by the community and not likely to be for the future whilst under ownership of the school.</p> <p>The land is not used for the social wellbeing or social interests of the local community and for that reason, I confirm that the nominated asset should not be listed as an Asset of Community Value and will be added to the Council's list of unsuccessful nominated Assets of Community Value.</p>	9 <sup>th</sup> June 2020
C047	Glebe Field	Glebe Field Woodbury Salterton	Woodbury Salterton Residents Association	3 October 2019	<p>This area of land does not enhance the amenity and social wellbeing of those using the area and the site nominated does not fall into the category of a Community Asset under s88 of the Localism Act and therefore should not be listed.</p>	2 <sup>nd</sup> April 2021
CA049	The George Inn	Chardstock Axminster EX13 7BX		25 <sup>th</sup> August 2020	<p>There is little evidence that the George Inn is the hub of the village and used for more than just being a licenced establishment. The Village Hall is very well used by previously mentioned groups and provides the hub for meetings and other gatherings. The owners have stated in the past few years trade has dwindled, partly due to the tenants, the use of</p>	25 <sup>th</sup> January 2022

					<p>the village hall, but also due the general decline in rural pub trade locally and nationally.</p> <p>The judge in the first tier tribunal of Hawthorne Leisure Ltd v Bracknell Forest Borough Council highlighted the fact that just because the public house was the last in the area it was not the hub of the community.</p> <p>This has been reinforced by the decision in Admiral Taverns Ltd. V Cheshire West and Chester Council and another ([2018] UKUT 15 (AAC)) in which the Upper Tribunal confirmed that "There was no presumption that a pub came within the listing provisions of the 2011 Act...". Simply stating that the property is a pub and thus must be listed is not an accurate or equitable use of the 2011 Act, which was enacted to protect communities who were (or are) at risk of losing an asset without which community social wellbeing would be damaged</p>	
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