Our Ref: ACV/2023/00016
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Decision not to list Area of Grassland adjacent to Seend, Melksham, SN12 6NQ as an Asset of Community Value

Having considered all the information and submissions provided, following the nomination of the above asset to be listed as an Asset of Community Value, Wiltshire Council has decided not to enter the property onto the list of Assets of Community Value.

The asset has been entered into a list of unsuccessful nominations, maintained online at http://www.wiltshire.gov.uk/planninganddevelopment/planningcommunityrighttobid.htm#relateddocuments. Documents in relation to this nomination can be viewed at https://development.wiltshire.gov.uk/pr/s/planning-application/a0i3z00001BK2Eo.

This decision has been taken for the following reasons:-

Under the terms of the Localism Act 2011, if a local authority receives a valid nomination, it must determine whether the land or building nominated meets the definition of an asset of community value as set out in section 88(1) of the Act. A building or other land in a local authority's area is land of community value if in the opinion of the authority —

(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 community.

Section 88(2) of the Act extends this definition to land which has furthered the social wellbeing or social interests of the local community in the recent past, and the time which it is realistic to consider it might do so again to within the next five years.

No evidence has been provided in terms of the plot of land furthering the social wellbeing or social interests of the local community. For example, there are no community events which take place on the land.

It is therefore considered that the current use of the building or other land (or use of the building or other land in the recent past), that is not an ancillary use, does not further the social wellbeing or social interests of the local community and it is not realistic to think that now or in the next 5 years there could be non-ancillary use of the building or other land which will further the social wellbeing or social interests of the local community.

It should be noted that there are three public right of ways which cross the land which can continue to be enjoyed by the local community irrespective of this decision not to list the land as an Asset of Community Value.

Signed
Simon Day
Performance & Service Development Manager
Economic Development & Planning