



E Keogh  
Via email: [request-505068-c8e7f9d3@whatdotheyknow.com](mailto:request-505068-c8e7f9d3@whatdotheyknow.com)

#### Information Governance

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18 October 2018

Dear Sir/Madam.

**Freedom of Information Act 2000 (FOIA)**  
**Request ID: REQ04620**

Thank you for your request for information relating to The War Memorial Park.

Your request and our response is outlined below:

**I understand that the war memorial park was granted Centenary Field status in 2014. Could I be supplied a copy of the application form and a copy of the deed of dedication when created.**

Please find attached a copy of the Deed of Dedication.

With regards to the application form, we can confirm that we do not hold this information and are advising you as per Section 1(1) of the Act. The Council does not hold a copy of the completed application form.

The supply of information in response to a freedom of information request does not confer an automatic right to re-use the information. You can use any information supplied for the purposes of private study and non-commercial research without requiring further permission. Similarly, information supplied can also be re-used for the purposes of news reporting. An exception to this is photographs. Please contact us if you wish to use the information for any other purpose.

Should you wish to make any further requests for information, you may find what you are looking for is already published on the [Council's web site](#) and in particular its FOI/EIR [Disclosure log](#), [Council's Publication Scheme](#), [Open Data](#) and [Facts about Coventry](#).

If you are unhappy with the handling of your request, you can ask us to review our response. Requests for reviews should be submitted within 40 days of the date of receipt of our response to your original request – email: [infogov@coventry.gov.uk](mailto:infogov@coventry.gov.uk)

If you are unhappy with the outcome of our review, you can write to the Information Commissioner, who can be contacted at: Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF or email [casework@ico.org.uk](mailto:casework@ico.org.uk).

Please remember to quote the reference number above in your response.

Yours faithfully

**Information Governance**

**FIELDS IN TRUST – CENTENARY FIELDS**  
**Non-Charitable Deed of Dedication**

**The Council of the City of Coventry (1)**

and

**National Playing Fields Association (2)**

War memorial park, Coventry

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THIS DEED OF DEDICATION is made on the 14<sup>th</sup> day of July 2014

**BETWEEN**

- (1) **THE COUNCIL OF THE CITY OF COVENTRY** of Council House, Earl Street, Coventry, CV1 5RR and its successors in title (the **Council**); and
- (2) **NATIONAL PLAYING FIELDS ASSOCIATION**, operating as Fields in Trust, of Kings Chambers, 15 Crinan Street, London N1 9SQ a Royal Charter Organisation established for charitable purposes (registered charity number 306070) and its successors in title (**FIT**)

(the Council and FIT being together called the **Parties**)

**WHEREAS:**

1. The property more particularly specified in the Schedule (the Property) forms part of the land that was conveyed to the Council by a conveyance dated 27<sup>th</sup> January 1921
2. The parties hereby agree that the Property will be dedicated in perpetuity in the manner and for the purposes set out below (but without any intention to create any charitable trust), and in accordance with the mutual undertakings given by the Parties.
3. The Council gives the following undertakings:
  - 3.1 Not to use the Property or permit the Property to be used for any purpose other than as a public park, playing field and recreation ground which includes for the avoidance of doubt use for public events, concerts, shows and similar activities with temporary ancillary buildings and structures;
  - 3.2 Subject to clause 4 or clause 5, not (in so far as it has the power to do so) to dispose of the Property without the consent of FIT provided that this clause shall not apply to the grant of concessions or licences or for activities or events on the Property within the uses stated in clause 3.1 ;
  - 3.3 Not (in so far as it has the power to do so) to erect any building or structure on the Property the use of which is outside the permitted uses as stated in Clause 3.1 without the consent of FIT;
  - 3.4 To inform FIT without delay of any decisions to dispose of or erect any structures on the Property;
  - 3.5 To maintain the Property and so far as is consistent with its duties as a local authority to have regard to any advice given from time to time by FIT on the management and running of the Property;
  - 3.6 To erect notices on the Property in the form of signage provided by FIT relating to the background of FIT and Centenary Fields, giving recognition of financial support where required;

- 3.7 To apply within three months from the later of either the date of this Deed or from completion of the application for first registration of the Property on form RX1 for the registration in the proprietorship register of the registered title of the Property at the Land Registry of a restriction to the following effect:

"No disposition of the part of the registered estate identified on the plan outlined in red (excluding the areas coloured red) annexed to a Deed of Dedication dated 14<sup>th</sup> July 2014 between The Council of the City of Coventry (1) and National Playing Fields Association (2) by the proprietor of the registered estate is to be registered without a certificate signed by National Playing Fields Association of 15 Crinan Street, London N1 9SQ or by its conveyancer that the provisions of paragraph 4 of The Deed of Dedication dated 14<sup>th</sup> July 2014 between The Council of the City of Coventry (1) and National Playing Fields Association (2) have been complied with";

- 3.8 To apply within three months from the later of either the date of this Deed or from completion of the application for first registration on form AN1 annexed hereto for the registration in the charges register of the registered title of the Property at the Land Registry of a notice (specified on the form AN1 to relate only to the part of the registered title that constitutes the Property) to the following effect:

"By a Deed of Dedication dated 14<sup>th</sup> July 2014 between The Council of the City of Coventry (1) and National Playing Fields Association (2) the part of registered estate identified on the plan outlined in red (excluding the areas coloured red) annexed to a Deed of Dedication dated 14<sup>th</sup> July 2014 was dedicated as a public park, playing field and recreation ground which includes for the avoidance of doubt use for public events, concerts, shows and similar activities with temporary ancillary buildings and structures"; and

- 3.9 To supply FIT with evidence that the registrations referred to in clauses 3.7 and 3.8 have been completed within a reasonable period of time after completion.
4. Pursuant to clause 3.2, FIT shall not unreasonably withhold consent to any disposal of the Property provided that the Council at the request of FIT:
- 4.1 Replaces or agrees to replace the Property with a piece of freehold land approved by FIT which is of equivalent or better quality than the Property, with equivalent or better facilities than the Property, of the same or greater dimensions than the Property, in the same catchment area as the Property, and as accessible to the public as the Property (the **Replacement Site**) and applies such of the proceeds of any sale of the Property as are necessary to do so; and
- 4.2 Enters into another deed of dedication on the same terms as this Deed in respect of the Replacement Site.
5. FIT undertakes that it will not unreasonably withhold consent to any disposal of the Property at nil cost to any local authority or non-profit making organisation which



will hold the Property and ensure that its use is compatible with clause 3.1, provided that the new landowner enters into another Deed of Dedication with Fields in Trust on the same terms as this Deed.

6. FIT undertakes that it will:

6.1 Not unreasonably withhold consent to any disposal of the Property or the erection of any structures upon it, subject to its duty to perform its charitable objects and provided that the provisions of clause 4 or clause 5 of this Deed have been complied with;

6.2 Respond without delay to any notifications of intended disposal or erection of structures, or to any requests for advice; and

6.3 Notify the Council without delay of any concerns or matters of advice to which it requires the Council to have regard provided that the same does not interfere with the Council's every day running and administration of the Property.

7. The Council undertakes that upon expiry of the deed of dedication dated 5<sup>th</sup> April 2011 made between the Council and the Lawn Tennis Association being the 15<sup>th</sup> January 2021 at the request of FIT it will enter into another deed of dedication with FIT on the same terms as this Deed in respect of the eight tennis courts shown coloured red and marked "TENNIS COURTS" on the plan annexed hereto.

8. The Council DEDICATES the Property in commemoration of the Centenary of World War I as a public playing field and recreation ground which includes for the avoidance of doubt use for public events, concerts, shows and similar activities with temporary ancillary buildings and structures for the benefit of the inhabitants of Coventry and thereabouts and the site will be titled War Memorial Park, a Centenary Field, Coventry.

**IN WITNESS** whereof this Deed of Dedication is executed the day and year first before written

## SCHEDULE

Part of that Freehold land known as War Memorial Park described in the conveyance dated 27 January 1921 and made between The Honourable Alexander Frederick Gregory of the first part The Union of London and Smiths Bank Limited of the second part William Henry Sidebotham of the third part Joseph Innis Bates of the forth part and the Mayor Aldermen and Citizens of the City of Coventry of the fifth part and as more particularly delineated on the plan attached to this deed outlined in red (excluding the areas coloured red) and which is in the process of being registered at the Land Registry and has been allocated a pending registration title number of MM 28891.

**EXECUTED** as a **DEED** by affixing the  
The **COMMON SEAL** of The Council of the  
City of Coventry  
in the presence of:



Authorised Signatory



**EXECUTED** as a **DEED** by affixing  
The **COMMON SEAL** of **NATIONAL PLAYING FIELDS ASSOCIATION**  
under an authority conferred by s.260(2) Charities Act 2011 in the presence of:

Trustee



Trustee











Identification Purposes Only

1:2500 at A 2

2014



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Plan Production Date:

*Authorised Signatory*