

OPEN LETTER TO KENILWORTH TOWN COUNCILLORS – 21ST DECEMBER 2015

Attachment C:

Extract from the transfer agreement with Warwickshire County Council dated 18th April 2012.

THIS AGREEMENT is made

2012

BETWEEN:

- (1) **WARWICKSHIRE COUNTY COUNCIL** of Warwickshire County Council,
Shire Hall, Warwick CV34 4SA (the "Council");

AND

- (2) **THE KENILWORTH CENTRE** a company limited by guarantee incorporated and registered in England and Wales with company number 07798716 and further registered with the Charity Commission with registered charity number 1144518 whose registered offices are at The Kenilworth Centre Abbey End Car Park, Abbey End, Kenilworth, Warwickshire, CV8 1QJ (the "Community Organisation").

WHEREAS

- (A) The Council will close its youth and community centre in the Relevant Area and the Community Organisation will, from the Transfer Date, operate a Centre for the benefit of young people and the local community from the Premises leased to the Community Organisation by the Council.
- (B) The Community Organisation will, from the Transfer Date, be responsible for all day to day management of the Centre, all employment arrangements including the safe recruitment of all paid and non-paid employees or volunteers and ensuring appropriate safeguards are in place to protect vulnerable service users.
- (C) The freehold of the site of the Community Organisation is owned by the Council and on the Transfer Date the Council will grant a Lease to the Community Organisation of the Premises.
- (D) The Council is keen to work in collaboration and cooperation with the Community Organisation in the performance of this Agreement to ensure that the Centre is a successful and viable community run asset for the benefit of young people and the local community in the Relevant Area.

Paragraphs (A) and (D) of the agreement make clear the obligations on the charity to operate "for the benefit of young people and the local community".