

**ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT  
DECISION NOTICE – AGREED**

To: Belhelvie Community Trust

9 July 2024

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**ASSET TRANSFER UNDER THE COMMUNITY EMPOWERMENT ACT DECISION NOTICE –  
AGREED**

This Decision Notice relates to the asset transfer request made by Belhelvie Community Trust on 6 May 2024 in relation to the Sand Bothy building in Balmedie Country Park. This is shown in the attached plan and outlined in blue.

Aberdeenshire Council ('the Council') has decided to **agree to** the request. The reasons for this decision are as follows:

The Council is satisfied that leasing the Sand Bothy building in Balmedie Country Park to you will support you in delivering a community facility with exhibition space and a kiosk selling drinks and snacks and that there is overall community benefit.

The signed Schedule of Conditions attached to this Decision Notice specifies the terms and conditions subject to which the Council would be prepared to lease the building to you. If you wish to proceed, you must submit an offer to the Council at [formartine@aberdeenshire.gov.uk](mailto:formartine@aberdeenshire.gov.uk) by no later than 8 January 2025. The offer must reflect the terms and conditions as are necessary or expedient to secure the lease within a reasonable time.

**Right to Review and Appeal**

If you consider that the terms and conditions contained in the Schedule of Conditions differ to a significant extent from those specified in your request, you may apply to the Council to review this decision in which event the Council are obliged to carry out a review of the case.

An application for review must be made in writing to the Council at [formartineareaoffice@aberdeenshire.gov.uk](mailto:formartineareaoffice@aberdeenshire.gov.uk) within 20 working days from the date of this notice.

In the event of the Decision Notice which is issued following your making an application to the Council to review this decision specifies material terms or conditions which differ to a significant extent from those specified in your asset transfer request you are entitled to appeal to the Scottish Ministers. Guidance on making an application for review and appeal is available [here](#).

Yours sincerely,

[REDACTED]

Elaine Brown  
Formartine Area Manager

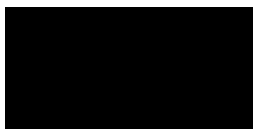


Elaine Brown

Formartine Area Manager

### **Schedule of Conditions**

You shall be required to enter into a Minute of Variation and Extension of Lease extending the term of the existing lease agreement by 25 years from 22.08.2016 till 21.08.2041 with all other terms and conditions remaining unchanged.



Elaine Brown

Formartine Area Manager