

# KENT COUNTY COUNCIL –PROPOSED RECORD OF DECISION

**DECISION TO BE TAKEN BY:**

**Derek Murphy, Cabinet Member for Economic Development**

**DECISION NO:**

23/00047

**For publication**

**Key decision: YES**

**Subject Matter / Title of Decision: Cyclopark Operator Agreement**

**Decision:**

As Cabinet Member for Economic Development, I agree to:

- (a) approve a retrospective Deed of Variation to the Operator Agreement between KCC and Cyclopark Trust for the operation of the park and continuation of KCC financial support for the period 27 May 2022 to 26 May 2032 (10 Years) and;
- (b) that authority be delegated to the Director of Growth and Communities to take appropriate actions in accordance with the terms of the Operator Agreement as necessary to implement this decision.

**Reason(s) for decision:**

Cyclopark is a unique 43-acre sports and community facility and is owned by KCC and operated on KCC's behalf by a charitable trust (Cyclopark Trust) specifically established for the purpose. KCC entered into a contractual agreement with Cyclopark Trust, the 'Operator Agreement,' covering May 2012 to 26 May 2022 (10 years) which covers lease of the land, commuted sum funding from (the then) Highways Agency and wider funding and operating arrangements. A new deed of variation (retrospective) is required to extend the agreement for a further 10 years for the Cyclopark Trust to continue to operate the venue on behalf of KCC.

**Cabinet Committee recommendations and other consultation:**

The proposed decision is being considered by Members of the Growth, Economic Development and Communities Cabinet Committee at its meeting on 16 May 2023.

**Any alternatives considered and rejected:**

- (a) Extend the Operator Agreement for a further 10 years on existing terms
- (b) Procure a new Operator
- (c) KCC to operate Cyclopark

**Any interest declared when the decision was taken and any dispensation granted by the Proper Officer:**

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signed

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date