



**ALEXANDRA**  
**PALACE**  
Charitable Trust

Draft letter Chair AP Board to Chair SAC

D. Liebeck Esq

Chair SAC

Dear David

**Statutory Advisory Committee Resolutions**

I am taking the step of writing to you as Chair of the SAC in my capacity as Chair of the Board. This letter has been seen and approved in draft by all the members of the Board at the Board meeting on 2 March 2010.

The particular reasons for taking this course are that:

1. It appears from the draft minutes of the SAC meeting on 9 February 2010 (I appreciate that you were not in attendance) that the SAC considers some of the recommendations have not been given effect and
2. the Board meeting on 2 March 2010 was to be the last of the current municipal year so I wished that all outstanding issues be resolved.

I wish to start with an observation as to the legal role of the SAC. As I believe we are all aware the SAC was established by the Alexandra Park and Palace Act 1985

As part of the planning enquiry in the early 1980's the inspector had recommended the setting up of a small advisory committee, independent of Haringey Council but upon which there would be equality of representation, to keep an eye on activities at the palace in terms of their impact on the area.

As the provisions in the Act now make clear the SAC is purely an advisory committee. It carries no right of veto over the trustees' activities. Under Section 9(3) the trustees must consult the SAC on the matters set out, have due and proper regard to its advice and use their best endeavours to give effect to such reasonable recommendations as are expedient in the interests of the charity and consistent with the trusts.

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I understand from the draft minutes of the 9 February meeting that the SAC was of the view that a number of its resolutions from its meeting of 10 February 2009 had not been "answered." (Resolution APSC34 (ii))

I am advised by the Committee secretariat that this is not the case and that all the resolutions of 10 February 2009 have been considered.

I am setting out below the respective resolutions and the response the Board has previously given and/or now gives:

**(a) the interaction between the Alexandra Park and Palace Board and the Statutory Advisory Committee, and Consultative Committee**

**RESOLVED**

(i) That the Advisory Committee, in welcoming the views of the Chair of the Alexandra Palace and Park Board as expressed at the commencement of the meeting, in respect of talking individually with Members of the Statutory Advisory Committee, and also the Consultative Committee, asks that the Board considers the concept of having up to 2 joint meetings a year with both the Advisory Committee and Consultative Committee to talk about common issues and concerns in relation to the Park and Palace, in either an informal or semi formal basis;

**Board Response**

**The Board considered this resolution at its meeting on 24 February 2009. It received legal advice and recorded that a formal meeting could not be held. However I said it was agreed a Forum type event would take place in autumn 2009. This did take place. Although it has not been so recorded the Board may wish to hold future forums but it is not appropriate to make a commitment to them.**

(ii) That the Advisory Committee requests the Board's agreement, in terms of any future proposals for recreation or leisure activity /uses of the Park and specifically in relation to the new Heartlands School, that the Board seeks the views and advice of the Advisory Committee; and

**Board Response**

**The Board considered this resolution at its meeting on 24 February 2009. It noted the comments of the SAC and recorded that the issue would be raised as part of the Board's future governance discussions.**

(iii) That in respect of (ii) above the Board be referred to the Advisory Committee's remit, namely to assist and advise the Board to achieve its objectives within the Alexandra Palace and Park Act 1985, and it is not the intention of the Advisory Committee to hinder the Board in its management and operation of the Park and Palace;

### **Board Response**

The Board considered this resolution at its meeting on 24 February 2009. It noted the recommendation and comment.

#### **(b) Alexandra Park entrance at Muswell Hill**

### **RESOLVED**

That the Board be asked to consider exploring a joint funding venture in conjunction with the local Community and external funders in respect of revamping and improving the entrance to the Park at Muswell Hill including a newly designed bridge and path.

### **Board Response**

The Board considered this resolution at its meeting on 24 February 2009. It welcomed the recommendation and asked that the then General Manager explore the possible external/local community funding and report back to a future meeting of the Board.

I do not recall any report back and the Interim General Manager is now to be asked by the Board to explore this matter.

#### **(c) Legal clarification of advice given by the LB Haringey re: the Gaming Licence (Occasional Use Notice) under section 39 of the Gambling Act 2005, and the Advisory Committee's remit**

### **RESOLVED**

That in noting the written advice of the LB Haringey's Legal adviser that the Board was not obliged to consult the Advisory Committee regarding the granting of the gaming licence, with which it does not concur, the Committee requests the Board to consider, as part of its relationship and arrangements with the Advisory Committee, that in future it be consulted in respect of such applications as a matter of course.

### **Board Response**

**The Board considered this resolution at its meeting on 24 February 2009. It agreed the issue would be raised as part of the Board's further future governance discussions.**

**(d) The proposal for an all-weather path to replace the present informal, and very muddy, desire line from the top of Park Avenue North across the Redston Road playing field and the old race-course to join the Lower Road at the eastern end of the car park**

### **RESOLVED**

That the Alexandra Palace and Park Board be asked to note that the Alexandra Park and Palace Advisory Committee endorses the proposal of the Warner Estate Residents Association for an all-weather path to replace the present informal, and very muddy, desire line from the top of Park Avenue North across the Redston Road playing field and the old race-course to join the Lower Road at the eastern end of the car park, and requests that the Board gives consideration to and approves the proposal as outlined.

### **Board Response**

**The Board considered this resolution at its meetings on 24 February and 3 November. It considered the recommendation but in the absence of any funds for the work was unable to accept it.**

As I said above the Board has responded to these matters save the issue of exploring alternative funding for improvements to the Muswell Hill entrance which the Interim General Manager will now take forward.

Turning to the resolutions of your 9 February 2010 meeting these were noted and considered on 2 March.

Yours sincerely,



**PAT EGAN**

**Chair of Board of Trustees**