

COUNCIL MEETING

28th February 2011

PUBLIC WRITTEN QUESTION

Question for written reply from Mr Ray Watson of Darwin Ward

When considering Biggin Hill Airport's Olympic Games proposals, Chief Executive Douglas Patterson has – in the context of the Landlord and Tenant relationship - recently used the phrase "*with more of a public law overlay than is usually acceptable*".

What is meant, in precise legal term, by this phrase?

Reply:

The phrase was used in a letter to three Councillors and copied to Mr Michael Latham as a courtesy.

The phrase was a piece of legal observation by the Council's Director of Legal and Democratic Services which reflected the fact that there are different legal requirements imposed on the Council in relation to different types of requests for landlord's consent under the airport lease. The requirements that must be applied to each of the requests made in respect of the London Olympics will be fully dealt with in the report to the Special Executive on 21/03 which will be published on [10/03].