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| Meeting Date: | 30 September 2020 |
| Report Subject: | Allotments NTQ Failure to properly cultivate allotment |
| Contact | Clerk/Chairman |

Ref. 32 – Allotments NTQ

POLICY

Failure to Properly Cultivate Allotment

Periodically the Parish Council will be asked to serve a Notice to Quit on plot holders who, in the opinion of their Allotment Associations, are failing to properly cultivate their allotments.

Situations have arisen in the last year where the opinion of the Association in this regard has been challenged by the plot holder and this situation leaves the Parish Council in a difficult position. The Council has no expertise in judging horticultural matters and supporting the view of the Association therefore leaves the Council open to challenge by the plot holder. On the other hand, to not support the Association would be potentially demoralising for them in trying to effectively manage our allotments.

Following discussions with the Associations the following solution is proposed:

- Associations will continue their present systems of verbal and written warnings to plot holders where they feel they are not properly cultivating their plots
- If there is no material improvement Associations will refer the case to the Parish Council for a NTQ to be formally issued.
- The NTQ will, in addition to giving the plot holder notice to vacate the plot, offer a possible appeal process.
- Provided the plot holder is a current member, the National Allotment Society will be willing to hear an appeal as an independent arbiter. All parties will be required to accept and abide by the decision of the arbiter.

Other Breaches in Conditions of Tenancy

Tenancy conditions are clearly set out within the Agreement signed by each plot holder and a failure to comply that, in the opinion of the Council, is a serious breach of tenancy terms will result in a NTQ being served on the plot holder. Less serious breaches may, at the Council's discretion, result in a written warning. If repeated breaches occur a NTQ will be served.