

Report

Report to:	Estates Committee
Date of Meeting:	19 September 2006
Report by:	Executive Director (Enterprise Resources)

Subject:	Lease of Fishing Rights to Mid Clyde Angling Association
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1 Purpose of Report

1.1 The purpose of the report is to:-

- ♦ seek approval for the grant of a lease of fishing rights to the Mid Clyde Angling Association for the right to fish non-migratory fish by rod and line on nine water stretches of the River Clyde between Farme Cross, Rutherglen and Bothwell Bridge, Hamilton.

2 Recommendation(s)

2.1 The Committee is asked to approve the following recommendation(s):-

- (1) that the proposed lease be agreed with Mid Clyde Angling Association for the right to fish non-migratory fish by rod and line on nine water stretches of the River Clyde between Farme Cross, Rutherglen and Bothwell Bridge, Hamilton on the undernoted terms and conditions.
- (2) authorise the Executive Director (Enterprise Resources), in consultation with the Head of Legal Services, if appropriate, to conclude the lease agreement.

3 Background

- 3.1 The proposed lease agreement covers nine separate river banks, all of which are held in South Lanarkshire Council ownership (Enterprise and Community Resources). The nine locations are detailed on the attached Appendix.
- 3.2 The Mid Clyde Angling Association has approached South Lanarkshire Council to secure agreement for the right to fish for non-migratory species, such as brown trout and coarse fish. If permission is granted they will have exclusive rights to fish at the various locations, as since 1991 the Association has held the Crown Lease for the right to fish migratory fish (salmon and sea trout).
- 3.3 The new lease agreement would enable the Mid Clyde Angling Association to manage, in whole, the fishing at the various water stretches. This would include management of the water courses and river banks (control of weeds etc), annual restocking of the courses with brown trout and the right to tackle and control any poaching activities.
- 3.4 The new lease agreement would enable the Association to sell fishing permits to members of the public.

- 3.5 The objects of the Mid Clyde Angling Association is to promote the sport of angling and in particular to maintain, protect, improve and develop the River Clyde from Dalmarnock Bridge upstream to Bothwell Bridge and all of its tributaries and associated waters, as a facility for the members of the Association and for the public.

4 Lease Terms and Conditions

4.1 Key features are:-

- (1) The formal lease to be entered into will be in the names and addresses of the principal office bearers of the Mid Clyde Angling Association, namely president, vice-president, secretary and treasurer.
- (2) The lease shall be for a period of ten years from a date of entry to be agreed.
- (3) The rent shall be £1 if asked, although the Association shall be responsible for any rates levied.
- (4) It shall however be in South Lanarkshire Council's option to review the rent after five years, and request the production of certified trading accounts from the Association for this purpose.
- (5) The Tenant will manage the river banks and water courses at the various locations to the entire satisfaction of South Lanarkshire Council Estates Services.
- (6) The Tenant shall be responsible for obtaining all necessary permissions in respect of its proposed use of the subjects of let, and for arranging its own public liability insurance to an adequate level.
- (7) The tenant shall be responsible for all costs and expenses arising from its use of the subjects of let.
- (8) Each party shall be responsible for its own legal and other expenses.

5 Employee Implications

- 5.1 There are no personnel implications for the Council.

6 Financial Implications

- 6.1 There is no financial loss to the Council. Although the let is at a nominal rent of £1 per annum if asked, the Full Rental Value of the lease is considered to be nominal (£9 per annum) and the tenant will be freeing the Council of the expense of maintaining the river banks and water courses, and control of poaching.

7 Other Implications

- 7.1 There are no other implications.

8 Consultation

- 8.1 Consultations have been undertaken with Community Resources, who are supportive of the proposal.

Iain Urquhart
Executive Director (Enterprise Resources)
21 July 2006

Link(s) to Council Objectives

- Living in the Community

Previous References

- None

List of Background Papers

- None

Contact for Further Information

If you would like to inspect the background papers or want further information, please contact:- Paul Haring, Lease Management, Estates and Support Services

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APPENDIX

LEASE TO MID CLYDE ANGLING ASSOCIATION LOCATIONS

LOCATION		ACCOUNT
<i>On the true left bank (looking downstream)</i>		
1	Hamilton – from Bothwell Bridge to the west boundary of the Lido gardens (approx 250 metres)	Planning Account
2	Blantyre – from the old Craighead Viaduct to the old Bothwell Ferry pier (approx 900 metres)	60% Planning / 40% Community Resources
3	Blantyre – Priory stretch opposite Bothwell Castle (approx 750 metres)	Planning Account
4	Cambuslang – a short stretch from Cambuslang Old Bridge upstream for approx 50 metres	Planning Account
5	Rutherglen – approx 80 metres from Cunninghame Road near Farme Cross	Planning Account
<i>On the true right bank (looking downstream)</i>		
6	Bothwell – from the old Craighead Viaduct for approx 70 metres upstream	Community Resources
7	Bothwell – from a point approx 25 metres downstream from the David Livingstone memorial bridge to Sovereign Gate (approx 425 metres)	Planning Account
8	Bothwell – approx 1600 metres within the bounds of Bothwell Castle Park	Planning Account
9	Uddingston – from the east boundary of Clydeneuk Park to a point approx 50 metres upstream of Greyfriars Bridge (approx 400 metres in total)	Planning Account