Schedule 1 - 3 Site Plan, Fishing Positions Plan and Access and Parking Plan

This document incorporates Schedule 1 - Site Plan**,** Schedule 2 - Fishing Positions Plan and Schedule 3 - Access and Parking Plan referred to in the Heads of Terms for the Licence to Fish at Lake View Bereavement Centre.

The three Schedules are contained within a single document for ease of reference and shall form part of the Heads of Terms and any subsequent formal Licence, subject to final approval by the Licensor.

Schedule 1 – Site Plan

1. Purpose

This Schedule identifies the extent of the Licensed Area and the areas within and surrounding the lake that may be used for the purposes of the Licence.

The plan attached to this Schedule shall form part of the Heads of Terms and any subsequent formal Licence.

2. Licensed Area Boundary

The Site Plan shall identify the lake and associated areas of lake bank forming the Licensed Area.

The boundary of the Licensed Area shall be clearly marked on the plan.

3. Fishing Areas

The Site Plan shall identify those areas within which fishing may be permitted.

Fishing shall only take place within the areas approved by the Licensor and in accordance with the Heads of Terms, the Fishing Positions Plan and any site rules issued by the Licensor.

4. Excluded and Restricted Areas

The Site Plan shall identify all areas where fishing or access by members of the Licensee is prohibited or restricted.

This shall include any areas determined by the Licensor to be unsuitable for fishing because of:

- the operation of Lake View Bereavement Centre;
- proximity or visibility from the chapel or other sensitive areas;
- funeral or memorial activities;
- environmental or habitat considerations;
- public safety;

- maintenance requirements; or
- other reasonable operational requirements.

The peaceful and dignified operation of Lake View shall take priority over fishing activities at all times.

Fishing must not take place in areas clearly visible from the chapel or other locations identified as sensitive by the Licensor.

Schedule 2 – Fishing Positions Plan

1. Purpose

This Schedule sets out the principles for determining the approved fishing positions or swims from which fishing may take place.

The detailed Fishing Positions Plan will be developed and agreed between the Licensor and the successful prospective Licensee following appointment and prior to commencement of the Licence.

The final arrangements will take account of the operational requirements of Lake View Bereavement Centre, the proposed fishing arrangements, environmental and ecological considerations, health and safety requirements, accessibility, the condition of the lake bank and the sensitive nature of the site.

2. Identification of Fishing Positions

Following appointment of the successful prospective Licensee, the parties shall identify and agree the appropriate fishing positions or swims around the lake.

The Fishing Positions Plan shall identify, as appropriate:

- the location of each approved fishing position or swim;
- numbered fishing positions or swims;
- any areas where fishing is prohibited or restricted;
- any fishing positions subject to particular conditions or restrictions;
- appropriate access to the approved fishing positions; and
- the maximum number of anglers permitted at any one time, where applicable and agreed by the Licensor.

In determining the appropriate fishing positions, consideration shall be given to:

- the operation of Lake View Bereavement Centre;
- proximity and visibility from the chapel and other sensitive areas;
- funeral and memorial activities;
- the privacy and experience of bereaved families and visitors;
- environmental and habitat considerations;
- fish and wildlife protection;

- water and bank safety;
- the condition and suitability of the lake bank;
- safe access to fishing positions; and
- any other reasonable operational requirements of the Licensor.

3. Approval and Use of Fishing Positions

- Fishing shall only take place from the fishing positions or swims subsequently agreed and approved by the Licensor.
- No fishing position shall be brought into use until it has been included within the approved Fishing Positions Plan.
- The Licensee, its members and approved guests shall not fish from any other part of the lake unless prior written approval has been given by the Licensor.
- The allocation or use of an approved fishing position shall not give the Licensee, any member or approved guest any right of exclusive possession over that position or any surrounding land.

4. Creation or Alteration of Fishing Positions

No new fishing position or swim may be created without the Licensor's prior written approval.

The Licensee must not enlarge, excavate, surface, construct, reinforce or otherwise alter a fishing position without prior written approval from the Licensor.

Any proposed works or alterations shall be considered having regard to operational, environmental, ecological, landscape, planning and health and safety requirements, where applicable.

5. Temporary or Permanent Closure of Fishing Positions

The Licensor may temporarily or permanently close any fishing position where reasonably required for:

- funeral or memorial activities;
- environmental or habitat protection;
- water quality management;
- grounds maintenance;
- tree management;
- public safety;
- operational requirements; or
- any other reasonable management purpose.

Where reasonably practicable, the Licensee shall be informed of any temporary or permanent closure affecting an approved fishing position.

The Licensor may also require a fishing position to be permanently relocated or withdrawn where it is no longer considered suitable.

6. Approval of the Final Plan

The final Fishing Positions Plan shall be agreed following appointment of the successful prospective Licensee and must be approved in writing by the Licensor before the Licence commences.

No proposed fishing position or swim shall be regarded as approved unless and until it has been accepted by the Licensor and recorded on the approved Fishing Positions Plan.

Any subsequent permanent changes to the approved fishing positions shall require the Licensor's prior written approval and, where appropriate, shall be recorded on an updated Fishing Positions Plan.

Schedule 3 – Access And Parking Plan

1. Purpose

This Schedule sets out the principles for the access and parking arrangements associated with the Licence.

The detailed Access and Parking Plan will be developed and agreed between the Licensor and the successful prospective Licensee following appointment and prior to commencement of the Licence**.**

The final arrangements will take account of the operational requirements of Lake View Bereavement Centre, the proposed fishing arrangements, the needs of the successful organisation and its members, and any relevant health and safety, environmental and site management considerations.

2. Access Arrangements

Following appointment of the successful prospective Licensee, the parties shall agree the appropriate pedestrian and, where applicable, vehicular access arrangements to the approved fishing areas.

The agreed Access and Parking Plan shall identify, as appropriate:

- permitted pedestrian access routes;
- any permitted vehicular access routes;
- vehicle restrictions;
- access to the approved fishing positions;
- any areas where access is prohibited or restricted; and
- any specific arrangements necessary to ensure that fishing activities do not interfere with the operation of Lake View Bereavement Centre.

Members and approved guests of the Licensee shall use only the access routes subsequently agreed and approved by the Licensor.

3. Parking Arrangements

The location and management of parking for the Licensee's members and approved guests will be discussed and agreed with the successful prospective Licensee following appointment.

The successful prospective Licensee will be expected to work with the Licensor to identify suitable parking arrangements having regard to:

- the number of members likely to be fishing at any one time;
- the proposed days and times of fishing;
- funeral services and funeral corteges;
- memorial services and events;
- visitors to Lake View Bereavement Centre;
- Council employees and contractors;
- pedestrian and emergency access;
- the suitability and capacity of available areas; and
- the wider operational and sensitive nature of the site.

Once agreed, the designated parking arrangements shall be recorded within the Access and Parking Plan.

Members and approved guests shall not park outside the agreed parking areas without the Licensor's prior approval.

4. Changes to the Access and Parking Plan

The Licensor may temporarily restrict or vary access or parking arrangements where reasonably required for operational, funeral or memorial activities, environmental, maintenance, health and safety or other reasonable site management purposes.

Any permanent amendment to the approved access routes or parking arrangements shall require the Licensor's prior approval and, where appropriate, shall be recorded on an updated Access and Parking Plan.