

REQUIREMENTS FOR INITIAL REVIEW OF SECURITY OF TENURE





Please see below The Football Foundation's requirements for the review of the title which is being offered as security for the proposed grant and for the progression of the legal matters prior to the submission of your application by our lawyers, Bates Wells.

As you will have now been advised with regards to Capital Funding only, in the event that the construction or development of the FTP/Facility or purchase of land for the FTP/Facility exceeds £100,000 in value the Foundation may require that the Applicant shall at its own cost, if the Foundation so requires:

21.1.1 enter a restriction in such form as the Foundation may require on the registered title of the relevant property where the FTP/Facility will be completed; and/or

21.1.2 grant or cause to be granted to the Foundation a legal charge over the relevant property where the FTP/Facility will be completed in such form as the Foundation may require; and

21.1.3 in either case the Applicant shall execute such further documents and provide such assistance as the Foundation may reasonably require in order to effect either of the foregoing and the Applicant shall make the necessary registrations at Companies House and/or the Land Registry as required by the Foundation's lawyers and supply the Foundation's lawyers with evidence of such registrations.

21.1.4 in the case of a charity and the giving of a legal charge comply with the provisions of s.38 of the Charities Act 1993 (as amended).

21.2 The Applicant shall provide in the case of a legal charge a solicitor's certificate of title confirming good and marketable title in respect of the relevant property in such form as the Foundation may require.

21.3 The Applicant shall provide a solicitors' undertaking from its lawyers to be responsible for the Foundation's solicitor's fees in connection with the grant of a legal charge or the entry of a restriction on the registered title of the relevant property where the FTP/Facility will be completed or in the case of unregistered land a caution against first registration and the completion of a deed of dedication or charge as required.



We would therefore be grateful if you could please ask your solicitors to provide the following to the Foundation's lawyers details of whom are set out below:

1. Official copies of the registered title for the property (or if the land is unregistered an epitome of title);
2. Copy lease for the relevant property for the FTP/Facility (if applicable);
3. A solicitors undertaking for the Foundation's legal costs up to £2,000 plus VAT and disbursements whether or not the matter proceeds to completion payable on or before completion which should be in the format attached and addressed to the Foundation's lawyer.

Once provided with the above requested documentation our lawyers will be able to review your security of tenure for the property, advise on suitability of the tenure, and the grant security that will be required over the relevant property by the Foundation.

It should be noted that that this review and early progression of the legal matter's preapplication is very much appreciated by the Foundation and will help to mitigate against any post award legal delays which in turn may have financial implications for our Applicants.

Foundation's lawyers:
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