

**Corporate Grant Schemes
(Release Of S106 Contributions)**

REPORT OF: ASSISTANT DIRECTOR PLANNING & SUSTAINABLE ECONOMY
Contact Officer: Elaine Clarke, Community Facilities Project Officer
Email elaine.clarke@midsussex.gov.uk Tel: 01444 477275
Wards Affected: All
Key Decision No

Purpose of the report

1. The purpose of this report is to present a request for the release of additional S106 Contributions toward the Ansty Community Sports Club (ACSC) project to refurbish the groundman's store and install new cricket nets at Ansty Recreation Ground.

Recommendations

2. ***The Cabinet Grants Panel is recommended to:***
 - a) **increase the Release of S106 awarded to the Ansty Community Sports Club, to a maximum amount of £111,404.75 toward the cost of refurbishing the groundman's store and installing new cricket nets at Ansty Recreation Ground.**

Background

1. In February 2021, the ACSC requested a grant toward the cost of renovating of the groundsman's store (Stage 3) and installing cricket nets (Stage 4) at Ansty Recreation Ground. At the time, the total project cost was estimated at £103,980 and Cabinet approved an award of £74,613.
2. The Cabinet report dated 8 February 2021 states that 'The Council has insufficient S106 receipts to meet the full funding request at present but the shortfall can be met when additional S106 contributions allocated to this scheme are received.'
3. The Council has subsequently received two further S106 contributions which are allocated to improvements to the ancillary facilities at Ansty Recreation Ground and the ACSC has applied to release these funds so they can go ahead with the planned works.
4. The projects have Planning approval (Ref: DM/21/3405) and the club has recently gone out to competitive tender to seek up to date quotes for the capital works; the revised costings are shown below:

	Feb 2021 Estimates	Nov 2022 Quotes
Stage 3, Groundsmans Store	£44,108	52,700
Stage 4, Cricket Nets	£59,872	£70,623
Totals	£103,980	£123,323

5. The schedule of works for the groundsman's store includes scaffolding, the removal of asbestos roofing, new pitched roof with velux windows and guttering, larch cladding, alterations to the windows and doors, changes to the internal layout, new electrics and plumbing.

6. The new two-lane cricket practice nets will have a 30-year warranty and the installation will require a cut and fill exercise to create an ECB compliant level, a drainage system with soakaway, pre-cast concrete kerbs, sub-base aggregate, geotextile membrane, synthetic surface, galvanized steel frame and netting.
7. The delivery of these two projects will be the final stages of the capital works programme to upgrade the recreational facilities at Ansty Recreation Ground.
8. This release of S106 contributions is made subject to the following special conditions:
 - a Supplemental Lease and a License to Alter is drawn up between the Council and the ACSC for the improvements to the Groundsman's Store
 - a suitable lease agreement for the cricket practice nets is drawn up between the Council and the ACSC, to the satisfaction of the Assistant Director, Commercial Services & Contracts
 - the project must be completed by December 2023

Financial Implications

9. Release of S106 contributions is funded using financial receipts paid to the Council for the enhancement of capacity for sport, community buildings and other purposes, as a result of residential development.
10. This project is considered to represent an appropriate expenditure of s106 contributions from the agreements below:
 - Existing award – £73,208.05 (DM/16/1312 South of Rocky Lane) Formal Sport; £1,404.49 (DM/16/4496 Rookery Farm)
 - Additional award – £20,248 (DM/21/1524 Bridge Hall) Local Community Infrastructure and £16,544.21 (DM/19/5207 Rookery View) Community Buildings.

Risk Management Implications

11. The main risks to the successful implementation of the decisions arising from this report would be the inability of the funded organisations to deliver those projects for which the Release of s106 has been agreed so grant offers are time limited.
12. A Contract is signed at the application stage by organisations seeking funding that details the terms and conditions under which the Release of S106 Contributions is given. In respect of the Release of S106 Contributions, the Council may also impose additional safeguards prior to payment. Funds are not released before evidence of project expenditure has been submitted.
13. It is considered that these measures mitigate the main risks from materialising and overall the risk of failure to deliver the outcomes arising from this report is considered low and well within tolerance levels.

Equality and customer service implications

14. As part of the assessment process all of the organisations applying for funding from the Council have complied with the required conditions of funding and have the requisite policies and procedures in place including

any other relevant legislation.

Legal Implications

15. The Council is not obliged to provide funding, but by virtue of section 1 of the Localism Act 2011, it is able to do anything which it considers is likely to achieve the promotion of the economic, social or environmental wellbeing of its area. This includes the incurring of expenditure, giving financial assistance to any person (or organisation) and entering into arrangements or agreements with any person.
16. In accordance with the Council's Constitution, the Cabinet Grants Panel is authorized to deal with the allocation of Section 106 monies.
17. This scheme conforms to the requirements of the s106 agreements and is therefore considered appropriate expenditure.

Sustainability Implications

18. The provision of the Facility Grants programme supports the council's community leadership role in the delivery of local and UK sustainable development goals. Specifically, this service contributes towards:
 - SDG 3: (Ensure healthy lives and promote well-being for all at all ages)
 - SDG 11: (Sustainable Cities and Communities)

Background Papers

- Applications and associated documentation for the Release of S106 Contributions are held in Planning Policy.