



Friday, 26 May 2023

Dear Sir/Madam

A meeting of the Cabinet will be held on Tuesday, 6 June 2023 in the Council Offices, Foster Avenue, Beeston, NG9 1AB, commencing at 6.00 pm.

Should you require advice on declaring an interest in any item on the agenda, please contact the Monitoring Officer at your earliest convenience.

Yours faithfully

Chief Executive

To Councillors: M Radulovic MBE (Chair)
G Marshall (Vice-Chair)
S A Bagshaw
R E Bofinger
C Carr

H J Faccio
J W McGrath
H E Skinner
P A Smith
V C Smith

A G E N D A

1. APOLOGIES

To receive apologies and to be notified of the attendance of substitutes.

2. DECLARATIONS OF INTEREST

Members are requested to declare the existence and nature of any disclosable pecuniary interest and/or other interest in any item on the agenda.

3. MINUTES

(Pages 5 - 14)

Cabinet is asked to confirm as a correct record the minutes of the meeting held on 14 March 2023.

4. EXERCISE OF THE CHIEF EXECUTIVE'S URGENCY POWERS (Pages 15 - 20)

To ask Cabinet to note the exercise of the Chief Executive's urgency powers under chapter 2 Part 1 of the Council's procedure rules within the constitution.

5. REPORT OF MULTIPLE PORTFOLIO HOLDERS

5.1 BRAMCOTE LEISURE CENTRE SHOWER AREA WALL TILES REPLACEMENT (Pages 21 - 22)

To seek approval for £8000 plus VAT of funds to ensure that the shower area at Bramcote Leisure Centre can continue to operate safely for Customers.

6. LEISURE AND HEALTH

6.1 INTRODUCTION OF CHARGING FOR FOOD HYGIENE RE-RATING INSPECTIONS (Pages 23 - 30)

To seek approval for the introduction of a charge for food hygiene rating scheme re-rating inspections.

7. RESOURCES AND PERSONNEL POLICY

7.1 GRANTS TO VOLUNTARY AND COMMUNITY ORGANISATIONS, CHARITABLE BODIES AND INDIVIDUALS INVOLVED IN SPORTS, THE ARTS AND DISABILITY MATTERS 2023/24 (Pages 31 - 36)

To consider requests for grant aid in accordance with the provisions of the Council's Grant Aid Policy.

8. ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT

8.1 UPDATE ON STAPLEFORD TOWN DEAL (Pages 37 - 42)

The purpose of this report is to provide Cabinet with an update on the delivery of the £21.1 Million Stapleford Town Deal Programme. Formal endorsement is also needed for key decisions, in the Council's capacity as accountable body. These decisions are supported by both the Stapleford Town Deal Executive Board and the Town Deal

Delivery Board. The decisions pertain to submitting a bid to the Football Foundation for a 3G football pitch on Hickings Lane and mandates to accept a single tender waiver for VIA EM.

8.2 UPDATE ON LEVELLING UP FUND PROGRAMME: 'KIMBERLEY MEANS BUSINESS AND SHARED PROSPERITY FUND YEAR TWO, GOVERNANCE & DELIVERY DECISIONS (Pages 43 - 56)

To provide an update on the progress of both the Kimberley Levelling Up Fund and Borough-wide Shared Prosperity Fund Regeneration Programmes; to endorse some key decisions especially determining the programme Governance for both funds.

9. CABINET WORK PROGRAMME (Pages 57 - 58)

Cabinet is asked to approve its Work Programme, including potential key decisions that will help to achieve the Council's key priorities and associated objectives.

10. EXCLUSION OF PUBLIC AND PRESS

Cabinet is asked to RESOLVE that, under Section 100A of the Local Government Act, 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and 4 of Schedule 12A of the Act.

11. ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT

11.1 UPDATE ON STAPLEFORD TOWN DEAL FUND APPENDIX (Pages 59 - 60)

11.2 UPDATE ON LEVELLING UP FUND PROGRAMME: 'KIMBERLEY MEANS BUSINESS AND SHARED PROSPERITY FUND YEAR TWO, GOVERNANCE & DELIVERY DECISIONS APPENDIX 3 (Pages 61 - 62)

11.3 PROPOSAL FOR THE GRANT OF LICENCES AND LEASES OF VARIOUS PREMISES & APPROVE WORK TO PREMISES (Pages 63 - 68)

12. RESOURCES AND PERSONNEL POLICY

12.1 IRRECOVERABLE ARREARS

(Pages 69 - 84)

CABINET

TUESDAY, 14 MARCH 2023

Present: Councillor M Radulovic MBE, Chair

Councillors: M Radulovic MBE
S J Carr
B C Carr
T Hallam
R D MacRae
G Marshall
J W McGrath
H E Skinner
E Williamson

An apology for absence was received from Councillor S A Bagshaw.

117 DECLARATIONS OF INTEREST

Councillor R D MacRae declared a registrable interest in item 15.3 as he was Chair of Stapleford Community Group. Minute number 130.3 refers.

Councillor S J Carr, Councillor G Marshall and Councillor M Radulovic MBE, declared an other registrable interest in item 15.2 as they were members of the Town Centre Board. Minute number 130.2 refers.

Councillor J W McGrath declared a registrable, personal interest in item 16.1 as a close relative was employed by Liberty Leisure. Minute number 131.1 refers.

118 MINUTES

The minutes of the meeting on 7 February 2023 were confirmed and signed as a correct record.

119 SCRUTINY REVIEWS

The work programme for Scrutiny Reviews was noted.

120 SCRUTINY REVIEW-MISSED BINS

Cabinet received the Scrutiny Review on Missed Bins.

RESOLVED that the recommendations of the report be implemented.

Reason

This review was in accordance with the Council's corporate values of continuous improvement and delivering value for money.

121 REFERENCES

121.1 LOCAL JOINT CONSULTATIVE COMMITTEE

2 February 2023
Smoke Free Site Policy

Cabinet considered the recommendations made to it by the Local Joint Consultative Committee. This included an amendment to the Policy to include vaping and e-cigarettes.

RESOLVED that the Smoke Free Site Policy, as amended, be approved.

Reason

To ensure that our employees are living out the GREAT values in particular, transparency, to ensure integrity and professional competence.

121.2 LOCAL JOINT CONSULTATIVE COMMITTEE

2 February 2023
Drugs and Alcohol Misuse Policy

Cabinet considered the recommendations made to it by the Local Joint Consultative Committee with specific regard to changes proposed to the Drugs and Alcohol Misuse Policy to include all employees in the scheme for random drugs testing. The debate focussed on helping employees with addiction.

RESOLVED that the Drugs and Alcohol Misuse Policy, as amended, be approved.

Reason

To ensure that our employees are living out the GREAT values in particular, transparency, to ensure integrity and professional competence.

122 PEER REVIEW

Cabinet noted the Local Government Association (LGA) peer review report that had been written as a result of the evaluation that took place during the first week of December 2022. It was considered that the positive findings of the review were a compliment to the hard work of officers and members.

The debate progressed on to the action plan to address the concerns raised by the review, though it was noted that the conclusions were mostly positive.

RESOLVED that the proposed action plan in appendix 2, be approved.

Reasons

Allowing the Council to be scrutinised through a peer review and responding the conclusions reached as a part of that process was integral to a comprehensive governance system and ensured that the Council was effectively regulated, conformed to good practice in its decision making and that our residents could challenge us and become engaged in democracy, as per the Accountability promise in the Corporate Plan 2020 – 2024.

123 HOUSING

123.1 RENT SETTING POLICY

Cabinet considered the updated Rent Setting Policy with specific reference to the changes that had been made regarding the use of Affordable Rent rather than Social Rent.

It was noted with concern that previously, rent had been set at the Consumer Price Index (CPI) plus 1%, but that the government had introduced a 7% cap for rent increases for the financial year 2023/24.

RESOLVED that the updated Rent Setting Policy be approved.

Reason

Since 1 April 2020 the Council was under a duty to set its rent in accordance with the Rent Standard 2020.

123.2 ALLOCATIONS POLICY

Approval was sought for an update to the Allocations Policy that would reflect the Council's approach to damp and mould. Cabinet gave due consideration to the policy with the amendments and noted that a trusted assessor could be commissioned as part of the review of the policy in November 2023.

RESOLVED that the updated Allocations Policy be approved.

Reasons

This Policy pertained to the Corporate Plan Priority to provide a good quality home for everyone.

123.3 AIDS AND ADAPTATIONS POLICY

Consideration was given to proposed amendments to the Aids and Adaptations policy. Cabinet debated the changes.

RESOLVED that the new Aids and Adaptations Policy be approved.

Reason

This Policy related to the Corporate Plan Priority to provide a good quality home for everyone.

124 ENVIRONMENT AND CLIMATE CHANGE

124.1 PARKS ATTENDANT CONTRACT

Cabinet was asked to increase the 2023/24 budget allocation for the park attendants, in order to facilitate the provision of an attendant service in 2023/24. It was noted that this was to cover an increase in contract costs.

RESOLVED that the revenue budget for the provision of the park attendant service is increased by £30,000, with the additional budget allocation required for this purpose being funded from General Fund reserves in 2023/24.

Reason

This would help the Council to achieve it's Corporate Aim to protect the environment for the future by investing in parks and open spaces.

124.2 HATE CRIME ACTION PLAN 2023 - 2026

Cabinet considered the Hate Crime Action Plan.

RESOLVED that

- 1. The Hate Crime Action Plan 2023-2026 be approved.**
- 2. The Cabinet Chair and the Community Safety Portfolio Holder sign the approved Hate Crime Pledge.**

Reasons

The Hate Crime Action Plan related to Corporate Aim to make Broxtowe a safe place for everyone.

125 COMMUNITY SAFETY

125.1 PUBLIC SPACES PROTECTION ORDERS (PSPO'S)

Approval was sought for the renewal of the pre-existing Public Spaces Protection Orders (PSPO's) for alcohol control, vehicle control, dog control and footpath gating in order to continue helping to control issues of ASB in public spaces.

RESOLVED that;

- 1. Beeston Town Centre Alcohol Control PSPO including extension be approved.**
- 2. Beeston North Alcohol Control PSPO be approved.**
- 3. Stapleford Town Centre Alcohol Control PSPO be approved.**

4. Eastwood Town Centre Alcohol Control PSPO be approved.
5. Kimberley Town Centre Alcohol Control PSPO be approved
6. Manor Park Alcohol Control PSPO be approved
7. Eastwood Vehicle Control PSPO be approved
8. Chilwell Vehicle Control PSPO be approved
9. Basil Russell Playing Fields Dog Control PSPO be approved
10. Malthouse Close to Knapp Avenue Footpath Gating PSPO be approved.

Reason

PSPOs related to the Corporate Aim to make Broxtowe a safe place for everyone by reducing antisocial behaviour.

125.2 SERIOUS ORGANISED CRIME STRATEGY

Cabinet considered the updated Serious and Organised Crime Strategy. It was noted that members should always report any concerns regarding suspicious activity, as this could be an indication of serious and organised crime.

RESOLVED that the updated Serious and Organised Crime Strategy be approved.

Reasons

This strategy is part of making Broxtowe a safe place for everyone, as per the Corporate Aim.

125.3 BROXTOWE CRIME REDUCTION ACTION PLAN 2023-2024

Cabinet considered the Crime Reduction Action Plan 2023 – 2024.

RESOLVED that the Broxtowe Crime Reduction Action Plan 2023 -24 be approved.

Reason

This was to help to make Broxtowe a place safe for everyone by working in partnership with Police, Probation Services, Nottinghamshire County Council, schools and voluntary agencies across the county to develop a local action plan to reduce crime.

125.4 MODERN SLAVERY REPORT

Cabinet was asked to consider making a two-year commitment to support an expansion of the Slavery Exploitation team, (SET) so that more work could be done in Broxtowe and across the county to tackle the problem of modern slavery.

RESOLVED to support the expansion of the Slavery Exploitation team and to commit £12,711 in each of the 2023/24 and 2024/25 financial years to support this initiative. A budget allocation of £12,750 will be required for his purpose to be funded from General Fund reserves.

Reason

To pursue the Corporate Aim of making Broxtowe a safe place for everyone.

126 ECONOMIC DEVELOPMENT AND ASSET MANAGEMENT

126.1 UPDATE ON THE LEVELLING UP FUND INCLUDING THE USE OF THE CHIEF EXECUTIVE'S URGENCY POWERS

Members received an update on the progress of the Levelling Up Fund (LUF) in the Borough which included consideration of the projects in Kimberley following the successful award of £16.5 million and noted the exercise of the Chief Executive's Urgency Powers, under the Constitution as set out in section 5 below, to provide an additional capital budget of £200,000 in the Capital Programme 2022/23 for the Kimberley Levelling-Up Fund – Bennerley Viaduct project, with funding being provided by central government grant due from the Levelling Up Fund.

RESOLVED that the appointment of an additional Economic Development Officer to help with the additional work load and short timespan requirements of the award be approved. The appointment at Grade 7 is to be made on an initial six-month contract at a cost of £19,100 to be wholly funded by Levelling-Up Fund grant receipts from central government.

Reasons

The aim to invest in town centres and people was included in the Corporate Plan, with specific reference to undertaking town Investment schemes in Stapleford.

127 RESOURCES AND PERSONNEL

127.1 COUNCIL TAX PROPERTY LEVY

Cabinet noted the proposed Legislation changes in respect of Council Tax Property Levy from 1 April 2024.

127.2 NEW POST - SENIOR ACCOUNTANT (CAPITAL AND PROJECTS)

Cabinet was asked to consider the creation of a new Senior Accountant (Capital and Projects) post within the finance Services team to provide a dedicated support for the Council's key strategic capital projects.

RESOLVED that a new Senior Accountant (Capital and Projects) post be approved at Grade 10 (subject to job evaluation) to be funded from a capital salaries recharge to the Capital Programme and phased reduction of the Finance Services agency budget.

Reason

This would support the Corporate Plan Aim to deliver continuous improvement and value for money.

127.3 GRANTS TO VOLUNTARY AND COMMUNITY ORGANISATIONS, CHARITABLE BODIES AND INDIVIDUALS INVOLVED IN SPORTS, THE ARTS AND DISABILITY MATTERS 2022/23

Cabinet considered requests for grant aid in accordance with the provisions of the Council's Grant Aid Policy.

RESOLVED that the grants be made as follows:

		<u>Grant Award 2021/22</u>	<u>Grant Request 2022/23</u>
		£	£
Chilwell Community Association	1	3,150	3,150
Eastwood People's Initiative	2	2,500	2,500
5 th Stapleford Scout Group	3	4,500	4,500
2 nd Beeston Sea Scouts	4	2,150	2,150
Age Concern Eastwood	5	9,000	9,000
Bramcote Cricket Club	6	1,000	1,000
Greasley Gathering	7	1,000	2,000
Transform Training	8	Nil	3,303
		Total	<u>27,603</u>

Reason

The Council is empowered to make grants to voluntary organisations by virtue of Section 48 Local Government Act 1985 (as well as other Legislation). Having an approved process in accordance with legislation and the Council's Grant Aid Policy would ensure the Council's compliance with its legal duties.

(Having declared a non registrable interest, Councillor M Radulovic MBE left the meeting for the duration of the vote on Eastwood People's Initiative and did not vote thereon. Councillor S J Carr, Vice Chair, took the Chair for this part of the item.)

127.4 CAPITAL PROGRAMME 2023/24 UPDATE - PARKS AND OPEN SPACES, BEAUVALE PARK - ALLOCATION OF SECTION 106 FUNDS

Cabinet was asked to approve Section 106 (S106) open space contributions to be used to fund improvements to the parks and open spaces and for the capital schemes to be included in the Capital Programme for the relevant years.

RESOLVED that the scheme for Parks and Open Space improvements at Beauvale Park in Newthorpe be added to the Capital Programme 2023/24, at a

cost of £28,750, to be funded by an allocation from the respective Section 106 contributions.

Reasons

This will help to protect the environment for the future, as per our Corporate Aims, specifically by investing in our parks and open spaces.

(Having left the meeting for the duration of the item, Councillor M Radulovic MBE did not vote thereon. Councillor S J Carr, Vice Chair, took the Chair for this item.)

127.5 CAPITAL PROGRAMME 2023/24 UPDATE - PARKS AND OPEN SPACES LONG LANE RECREATION GROUND AND HICKINGS LANE RECREATION GROUND - ALLOCATION OF SECTION 106 FUNDS

Cabinet was asked to approve Section 106 (S106) open space contributions to be used to fund improvements to the parks and open spaces and for the capital schemes to be included in the Capital Programme for the relevant years. There was a discussion about skate parks.

RESOLVED that the schemes for Parks and Open Spaces improvements at Long Lane Recreation Ground in Attenborough and; Hickings Lane Recreation Ground in Stapleford; be added to the Capital Programme 2023/24, at a combined cost of £50,050, to be funded by an allocation from the respective Section 106 contributions.

Reasons

This was in pursuit of the Corporate Plan Aim to protect the environment for the future, specifically by investing in our parks and open spaces.

127.6 NEW BUILD SITES ADDITIONAL APPROVALS

Cabinet was asked to approve revisions to the 2023/24 and 2024/25 capital programme specifically relating to the new build programme for 79 new homes on Council owned land and increased scheme costs, to seek approval to proceed into contract at the Inham Nook pub site, and to approve a variation to the Council's proposed purchase of the 26 affordable homes at the Field Farm, Stapleford site.

RESOLVED that:

- 1. The revisions to the Capital Programme in 2023/24 and 2024/25 for the housing new build schemes at the Chilwell and Watnall garage sites and the Inham Nook site, as set out in the confidential appendix, be approved.**
- 2. The revisions to the Capital Programme in 2023/24 and 2024/25 for the housing new build schemes at the Bramcote Crematorium site, as set out in the confidential appendix, be approved subject to confirmation from the Council's external accountant that the scheme can be accommodated within the HRA Business Plan,**
- 3. The increase in overall scheme costs, as set out in the confidential appendix, be approved.**

4. Delegated authority be made to the Leader of the Council, the Deputy Leaders of the Council, the Deputy Chief Executive and Section 151 Officer, following consultation with the Portfolio Holder for Resources and Personnel Policy, to allocate additional funding for these schemes using the Section 106 commuted sum budget and additional prudential borrowing.
5. Delegated authority be made to the Deputy Chief Executive and Section 151 Officer, following consultation with the Portfolio Holder for Resources and Personnel Policy, for all key approvals relating to the assessment of tender returns for the main construction contract, including qualitative criteria and the subsequent award of the building contracts for the redevelopment of the Inham Nook site.
6. The Council proceeds with charging social rents at the Field Farm, Stapleford site, as required by the Section 106 agreement.

Reasons

This pertained to the Corporate Plan Aim to provide a good home for everyone.

128 CABINET WORK PROGRAMME

Consideration was given to the Work Programme

RESOLVED that the Work Programme be approved.

129 EXCLUSION OF PUBLIC AND PRESS

RESOLVED that, under Section 100A of the Local Government Act, 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1, 2, and 3 of Schedule 12A of the Act.

130 RESOURCES AND PERSONNEL POLICY

130.1 NEW BUILD SITES ADDITIONAL APPROVALS APPENDIX

The confidential appendix was noted.

130.2 REQUEST FOR APPROVAL FOR THE LETTING OF UNIT 5, PHASE II THE SQUARE

RESOLVED that the proposed letting to a Special Purpose Vehicle be approved in principle, subject to final negotiations to include a rent guarantee, subject to contract, lease and due diligence.

130.3 REQUEST FOR APPROVAL TO GRANT A LICENCE OF THE COUNCIL'S GROUND LEASEHOLD SPACE AT MONTROSE COURT, STAPLEFORD

RESOLVED that the Community Group be granted a licence to occupy the Council's premises at Montrose Court for an initial period of 11 months and 29 days, subject to contract and formal licence.

(Having declared a registrable interest Councillor R D MacRae left the meeting for the duration of the item and did not vote thereon.)

131 LEISURE AND HEALTH

131.1 LEISURE FACILITIES UPDATE

RESOLVED that:

- 1. A further report is brought back to Cabinet (June 2023) with the output from the financial due diligence report provided by Grant Thornton (approved at Feb 2023 Cabinet), the RIBA1 report and specification for the new replacement Bramcote Leisure Centre, using new methods of construction, and with details of the proposed phased delivery.**
- 2. The cost of £24,670 to cover the RIBA1 scope of works for the new leisure centre, to be provided by ReCreation (see Appendix 1) be approved, funded from General Fund Reserves.**
- 3. The Council works in partnership with LLeisure Ltd and Chilwell School in developing leisure options, for consideration by the Cabinet and Department for Education as part of the new-build proposals for Chilwell School.**

(Having declared a non registrable interest, Councillor J W McGrath left the meeting for the duration of the item and did not vote thereon.)

Report of the Chief Executive

EXERCISE OF THE CHIEF EXECUTIVE'S URGENCY POWERS

1. Purpose of Report

To ask Cabinet to note the exercise of the Chief Executive's urgency powers under chapter 2 Part 1 of the Council's procedure rules within the constitution.

2. Recommendation

Cabinet is asked to NOTE the exercise of the Chief Executive's Urgency Powers, including the approval of a budget of £20,000 to commission a refresh of the evidence base for the possible adoption of a Community Infrastructure Levy for Broxtowe, which will be funded directly from General Fund Reserve balances in 2023/24.

3. Detail

During the pre-election period, there was a requirement to act with urgency to address two situations where decisions had to be made in advance of a scheduled meeting.

The background to the first decision, namely to commission a refresh of the evidence base for the possible adoption of a community infrastructure levy for Broxtowe, at a cost of approximately £20,000, is set out in the appendix. This was agreed following consultation with the leader and deputy leader of the Council. The leader of the opposition as also informed

In the second case the Chief Executive was approached by a leader from the Muslim community in Beeston to exercise discretion to waive the requirement of a double charge for out of Borough residents for burial in the Muslim burial ground in Chilwell, in circumstances where a Muslim visitor from the United states of America died suddenly and unexpectedly whilst on a visit to a relative in the Borough. Islamic custom requires burial to take place within 24 hours, which was insufficient time to repatriate the body. Having consulted with the Leader and Deputy Leader the Chief Executive exercised discretion to waive the double fee, with a single fee being paid instead. The leader of the opposition has also informed.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

There was no budgetary provision in place to commission the refresh of the evidence base for the possible adoption of a Community Infrastructure Levy for Broxtowe. Following approval under the Chief Executive's Urgency Powers, the

cost of this revenue development at around £20,000 was added to eth budget and will be funded directly from General Fund Reserve balances in 2023/24.

The amount of burial fee forgone was £2,898 and this will be contained within existing budgets.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

Chapter 2 Part 1 of the Council Procedure Rules in the Council's Constitution states: In consultation with the Leader of the Council and where possible the Leader of the opposition, the Chief Executive has the power to authorise the taking or carrying out of action, notwithstanding anything in the Council's Procedure Rules, Financial Regulations all other delegations, where they consider that circumstances exist that make it expedient or necessary for action to be taken prior to the time when such action could be approved through the normal Council procedures. A report on such action, and the circumstances justifying the exercise of the delegated powers, shall be made to the next meeting of the Council as appropriate

Both items contained within this report are such circumstances having been necessary for the action to be taken prior to the usual approval procedure. In relation to the commissioning of a report regarding the Community Infrastructure Levy (CIL). The legislation governing the development, adoption and administration of a CIL is contained within the Planning Act (2008) and the Community Infrastructure Levy Regulations 2010 (as amended). The associated government National Planning Policy Guidance is also important in guiding this process.

In relation to the waiving of the double charge for out of Borough burials, there is nothing prohibiting the Council from doing this. The Council is able to exercise discretion and as always is expected to act in accordance with the general principle of reasonableness.

6. Human Resources Implications

The comments from the Human Resources Manager were as follows:

No Comments

7. Union Comments

The Union comments were as follows:

No Comments

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

No comments

9. Data Protection Compliance Implications

No comments

10. Equality Impact Assessment

A reasonable flexibility to the current charging policy for burials enabled a Muslim visitor to Broxtowe to be buried in accordance with the customs of their religion which would otherwise not have been possible.

11. Background Papers

Nil

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APPENDIX

DELIVERING DEVELOPMENT AT TOTON AND CHETWYND

Part 2 Local Plan Policy 3.1 allocates Chetwynd Barracks for 500 dwellings by 2028 and 1,500 beyond (2,000 in total), and Policy 3.2 allocates Toton Strategic Location for Growth (SLG) for 500-800 dwellings by 2028 and 2,200-2,500 beyond (3,000 in total). The Toton and Chetwynd Barracks Strategic Masterplan Supplementary Planning Document (SPD) has also now been adopted.

These plans were originally based on a high speed railway station being built at Toton and so anticipated land values and infrastructure provision consistent with that. However, the Integrated Rail Plan (IRP) published in November 2022 significantly truncated the line from Birmingham to instead merge into the Midland Main Line (MML) south of East Midlands Parkway (EMP) railway station.

The draft Greater Nottingham Strategic Plan (GNSP) would roll the two allocations forward, delivering almost all of the previously-projected dwellings during a new plan period extending up to 2040. As currently drafted, the GNSP relies on these two allocations to meet projected housing need in Broxtowe Borough.

Based on IRP, the railway station and its link to the A52 west of Bardill's Island will no longer be funded beyond a commitment to match fund developer contributions. Land values are harmed by this loss of infrastructure and connectivity, but need now to deliver both the high aspirations of the SPD as well as plug a larger infrastructure funding gap, which is increasing further with inflation.

Ways to reduce this gap include contributing or swapping public resources (e.g. land), value engineering the infrastructure and creating new mechanisms to secure contributions. The East Midlands Development Company was unsuccessful in bidding for Levelling Up Funds and, whilst it may succeed in future, it may also not exist when the Borough comes to rely on these sites.

Currently, the Borough Council secures developer contributions through obligations in planning agreements, but these can only be sought where they are necessary for the development and directly, fairly and reasonably related in scale and kind to it. Accordingly, it may prove difficult to require contributions to infrastructure that is remote from a site, even if the delivery of the wider allocation depends on it.

The main alternative method for securing developer contributions is by a Community Infrastructure Levy (CIL). This must be Borough-wide, but could be set in a way that would be unlikely to affect previously-developed or weak sites. Viability assessment is required and was last carried out in 2018, but no CIL was adopted at that time as viability of the planned sites did not warrant it at the time. A refresh of the work would cost about £20,000 and take up to a year.

The advantage of a CIL is that it may be used to fund any infrastructure identified during its preparation, rather than only that which is necessary for the development from which it is raised. It is also levied at a fixed rate regardless of the scale of need that an individual development creates. It may also be possible to raise finance in anticipation of revenue across the allocations.

Should the Borough Council arrive at a point in a year's time where delivery of these allocations are potentially stalled or prejudiced by inadequate infrastructure, the adoption of a CIL would then be a possibility within a realistic timeframe. Refreshing the evidence base would widen rather than limit the options of elected Members.

Despite the loss of high speed rail connectivity, railway station and its link to the A52, some increase in value can still be sustained by creating confidence in realistic plans for delivery and prospects of better connectivity by tram and regional rail.

Report of the Portfolio Holder for Resources and Personnel Policy, Leisure and Health, and Economic Development and Asset Management

BRAMCOTE LEISURE CENTRE SHOWER AREA WALL TILES REPLACEMENT

1. Purpose of Report

To seek approval for £8000 plus VAT of funds to ensure that the shower area at Bramcote Leisure Centre can continue to operate safely for Customers.

2. Recommendation

Cabinet is asked to RESOLVE that the funds requested for the installation of failed tiling within the swimming facilities to replace the existing wall tiles be approved.

3. Detail

Liberty Leisure Ltd have carried out ongoing maintenance to the shower area at Bramcote Leisure Centre by replacing broken, loose and fallen tiles.

The walls that the tiles are attached to are no longer suitable for attaching new tiles because the wall is too wet and damaged in places.

The area is unsafe with tiles occasionally starting to fall off the wall with other tiles being broken. Plastic sheeting is being used as a temporary solution to make the area safe while customers shower. Following inspection, the Interim Head of Asset Management has identified the area as unsafe and requiring remedial work urgently

A plastic composite walling solution will provide a more permanent solution and is cheaper than the entire area being retiled with the remedial work that is required to enable tiles to be applied.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

The quote for the installation of the solution and the rerouting of pipework that is also required is £8000 + VAT

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

The Council, as a provider of Leisure Services has a legal duty to ensure the safety of its buildings and the Health and Safety of its staff and visitors. This duty is stated in the Health and Safety at Work Act 1974 and associated legislation. Compliance with the Council Financial Regulations (Contracts) when tendering for this repair work is also necessary.

6. Human Resources Implications

The comments from the Human Resources Manager were as follows:

Not applicable

7. Union Comments

The Union comments were as follows:

Not applicable

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

Whilst the use of plastic composite walling may provide a cheaper and faster solution for repairing the walls, it is not a sustainable option in the longer term. It is recommended that more sustainable options are explored for the repairs.

9. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

Not applicable

11. Background Papers

Nil

Report of the Portfolio Holder for Leisure and Health

INTRODUCTION OF CHARGING FOR FOOD HYGIENE RE-RATING INSPECTIONS1. Purpose of report

To seek approval for the introduction of a charge for food hygiene rating scheme (FHRS) re-rating inspections.

2. Recommendation

Cabinet is asked to RESOLVE that Food Hygiene Re-Rating requests are charged for on a cost recovery basis and that fees are reviewed annually.

3. Detail

The Council operates the National Food Hygiene Rating Scheme (FHRS) which gives businesses in scope a food hygiene rating that they can display in their premises and is published at <https://ratings.food.gov.uk/>. A rating between 0 (urgent improvement necessary) to 5 (very good) can be given. Any business scoring less than a 5 can request a re-rating inspection in accordance with the Brand Standard. This activity can be charged for to offset the cost of providing this activity. Charging allows greater flexibility in the number of requests a business can make. Further information is provided.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

There are no additional financial implications for the Council with any costs being contained within existing budgets. Any additional income generated will be negligible.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

Section 1 of the Localism Act 2011 gives the Council the power to charge for a service which is not a statutory function. Re-inspections at the request of the food business operator to re-asses the food hygiene rating are not covered by the statutory duties i.e. planned interventions that the Council is required to undertake. It is for each local authority to decide to use these powers and set the charge in line with their costs.

Section 3 of the Localism Act 2011 provides that the general power is subject to a duty to secure that, taking one financial year with another, the income from charges does not exceed the cost of provision. Accordingly, the Council will need to base its charges on the costs of providing the service. The fee will need to be

reviewed annually taking into account the most recent data unless and until a mandatory national or regional fee is subsequently prescribed.

6. Human Resources Implications

There were no comments from the Head of Human Resources.

7. Union Comments

There were no Union comments.

8. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

9. Climate Change Implications

There were no comments from the Climate Change Manager.

10. Equality Impact Assessment

As this report proposes a change to Policy, an Equality Impact Assessment (EIA) is included at the appendix. The revised Food Service Plan is at appendix 2.

11. Background Papers

None.

APPENDIX 1

FOOD HYGIENE RATING SCHEME – COST RECOVERY FOR FOOD HYGIENE RE-RATING INSPECTION REQUESTS**Executive Summary**

Food Business Operators can request a revisit to re-assess their rating under the Food Hygiene Rating Scheme (FHRS). The scheme operates nationally under guidance known as the Brand Standard. Broxtowe Borough Council was one of the first authorities in the Country to implement the Food Hygiene Rating Scheme and when first introduced the guidance did not include charging for revisits, even though there is no statutory requirement to provide a re-inspection. This changed in 2017 when the Brand Standard was amended using the powers available in the Localism Act 2011.

The FHRS encourages businesses to improve food hygiene standards and assists customers in making informed choices about where to eat.

Many local authorities have implemented charges for requested re-inspections and the Food Standards Agency (FSA) changed their policy in 2011 to allow local authorities to charge for this activity on a cost recovery basis.

Background/Explanation

The Food Hygiene Rating Scheme is a national scheme run by the Food Standards Agency. Environmental Health are responsible for carrying out inspections of food businesses to check they meet the requirements of food hygiene law and give food hygiene ratings based on the findings of the inspections and then publish the information on the FSA website. There are safeguards within the scheme such as an appeal process.

Ratings are given to activities where the public can eat or buy food and drink such as restaurants, takeaways, pubs, hotels, schools, hospitals, care homes, supermarkets, bakeries etc. Some businesses are exempt from the scheme such as businesses which are very low risk. Excluded from the scheme are businesses that do not sell food directly to the final consumer – such as food manufacturers and other businesses such as childminders. Businesses which operate from home are included but full addresses are not published.

Once a rating has been awarded, food businesses have the opportunity to request a revisit where they have scored below the maximum rating of 5 – Very Good. Currently food businesses can only request one revisit between periodic inspections and have to wait until a standstill period of 3 months has elapsed. The revisit should then be carried out no later than an additional 3 months after the request.

Within the proposed fee paying scheme there is no limit on the number of requests a business may make and there is no standstill period. This enables businesses to apply for a re-inspection promptly where things may have been rectified quickly, and then further re-inspections if they wish to demonstrate an improvement in practices and management where longer term evidence is required. This may also be helpful for businesses as many of the online platforms, do not allow businesses to receive orders unless they have at least a food hygiene rating of 3 – Generally Satisfactory.

The business must complete an application form and provide evidence to the satisfaction of the Lead Food Safety Officer and/or Head of Service that improvements have been made before a re-inspection is undertaken.

No fee can be charged for the initial inspection of the business which is carried out as an official control as part of the Council's statutory duties. There is no prescribed fee for undertaking this work and the FSA guidance indicates that each authority must set a fee having regard to the HM Treasury 'managing public money' and other relevant guidance. It is proposed to set the fee at £180 initially, based on the average time taken to carry out a re-inspection – including processing the request, confirming in writing the outcome to the food business and the administration and additional upload to the FSA website. All requested visits (appropriately validated) would need to be carried out within 3 months of the fee being paid.

There is no means of accurately predicting the number of requests for re-rating inspections businesses will make, but there are currently between 8 and 20 requests made annually. If display of the Food Hygiene Rating becomes mandatory in the future, there could be additional requests for re-rating inspections. Some of our requests for re-rating inspections have originated from businesses which have scored a 3 or 4 Rating. In accordance with the Brand Standard if we do not charge for these, we would be required to re-inspect between 3 and 6 months, even though in terms of risk and prioritising, these would not be the premises we would be targeting our interventions and it would also be beneficial that the cost of providing such re-ratings could then be recovered.

The main risks to the proposals include;

- Criticism from businesses that they do not want to pay for this service – there is no statutory duty for the Council to provide this service and will only be provided on a cost recovery basis with the food business operators agreement,
- Ensuring the service is adequately resourced to deliver the requested revisit within 3 months from payment.
- Failure to deliver the service in accordance with the FHRs Brand Standard and the agreement with the FSA.

National Policy guidance changed following a pilot and evaluation of the option. Many of the local authorities both across the Country and in Nottinghamshire and neighbouring Derbyshire have introduced a fee for this activity. By charging a fee, the standards may also be raised across the Borough as food business operators realise that poor performance at their initial inspection will result in additional costs if they want to improve their rating later.

Summary

The proposal will introduce a cost recovery fee for Food Hygiene Rating Scheme re-inspections when requested by the business operator. A suitable fee has been calculated in regard to the FSA Guidance and will be reviewed regularly. Charging provides the opportunity to generate a small additional amount of income which offsets the cost of carrying out this activity and provides consistency in the approach between local authorities.

APPENDIX 2

EQUALITY IMPACT ASSESSMENT (EIA)

Directorate: **Chief Executives**

Lead officer responsible for EIA: **Chief Environmental Health Officer**

Name of the policy or function to be assessed: **Charging for Food Hygiene Re-rating Inspections**

Names of the officers undertaking the assessment: **Suzanne Hickey**

Is this a new or an existing policy or function? **Existing Function – new policy to charge for part of process.**

1. What are the aims and objectives of the policy or function?

To undertake cost recovery for food hygiene re-rating inspection requests. To allow additional re-rating inspections to be undertaken.

2. What outcomes do you want to achieve from the policy or function?

To achieve cost recovery of the re-rating inspections. To offer wider flexibility in when re-rating inspections can be requested and carried out in accordance with the Brand Standard. This potentially encourages business to improve standards more quickly and assists some businesses to continue to trade on online platforms whilst further improvements are undertaken. To ensure the authority is in a better position to deal with possibly increased demand for requests if the display of the food hygiene rating is made mandatory in the future.

3. Who is intended to benefit from the policy or function?

Food Business Operators by having access to a quicker re-rating inspection and also more than one re-rating inspection if appropriate. Consumers benefit when re-rating inspections are undertaken and published.

4. Who are the main stakeholders in relation to the policy or function?

Food Business Operators. Food Business Customers. The Food Safety Service who delivers the inspections. Food Business Operators who operate across more than one local authority area.

5. What baseline quantitative data do you have about the policy or function relating to the different equality strands?

We have data on the total number of re-inspection requests made which is currently quite low at between 8 and 20 requests per year. We have requests for this service which we are not currently offering. We are aware that many authorities (including those bordering us) charge for this service so are offering a more consistent approach.

6. What baseline qualitative data do you have about the policy or function relating to the different equality strands?

There are safeguards in the scheme (National scheme) and a pilot was undertaken before the national policy changed. There is little evidence to suggest any particular equality strand will benefit or be disadvantaged more than another. There will be a small benefit in the speed which revisits are undertaken which will potentially benefit poorer performing and smaller businesses within the Borough.

7. What has stakeholder consultation, if carried out, revealed about the nature of the impact?

A pilot was undertaken before the national guidance was updated to allow local authorities to charge.

8. From the evidence available does the policy or function affect or have the potential to affect different equality groups in different ways?

In assessing whether the policy or function adversely affects any particular group or presents an opportunity for promoting equality, consider the questions below in relation to each equality group:

Does the policy or function target or exclude a specific equality group or community?

No applies to all food hygiene businesses included within the scheme.

Does it affect some equality groups or communities differently? If yes, can this be justified?

No.

Is the policy or function likely to be equally accessed by all equality groups or communities? If no, can this be justified?

Yes all customers and groups (food businesses) will get access to the information.

Are there barriers that might make access difficult or stop different equality groups or communities accessing the policy or function?

Smaller businesses may have find it harder to fund access the service but will benefit in business in trade if rating improves. It is an optional service.

Could the policy or function promote or contribute to equality and good relations between different groups? If so, how?

Not applicable

What further evidence is needed to understand the impact on equality?

None. Future review of the take up of the service can be undertaken.

9. On the basis of the analysis above, what actions, if any, will you need to take in respect of each of the equality strands?

Age: None

Disability: None

Gender: None

Gender Reassignment: None

Marriage and Civil Partnership: None

Pregnancy and Maternity: None

Race: Signposting to application forms and support will be provided as required.

Religion and Belief: None

Sexual Orientation: None

10. Head of Service:

I am satisfied with the results of this EIA. I undertake to review and monitor progress against the actions proposed in response to this impact assessment:

Signature of Head of Service:

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Report of the Portfolio Holder for Resources and Personnel Policy

**GRANTS TO VOLUNTARY AND COMMUNITY ORGANISATIONS,
CHARITABLE BODIES AND INDIVIDUALS INVOLVED IN SPORTS,
THE ARTS AND DISABILITY MATTERS 2023/24**

1. Purpose of Report

To consider requests for grant aid in accordance with the provisions of the Council's Grant Aid Policy.

2. Recommendation

Cabinet is asked to CONSIDER the requests and RESOLVE accordingly.

3. Detail

Details of the grant applications received are included in the appendix for consideration. The amount available for distribution in 2023/24 is as follows:

	<u>£</u>
Revenue Grant Aid Budget	168,800
Less: Estimated requirements for:	
Citizens Advice Broxtowe	73,750
Rent Awards and Related Commitments	47,300
Less: Grant Awards to Date	-
BALANCE AVAILABLE FOR DISTRIBUTION	47,750

The provision in respect of rental and support costs for tenants of Council-owned properties includes: Age Concern Eastwood, New Stapleford Community Association, Toton Coronation Hall Community Association, 2nd Beeston Sea Scouts, 2nd Kimberley Scout Group, Phoenix Community Foundation, Bramcote Cricket Club, Stapleford Community Association, Eastwood People's Initiative, 5th Stapleford Scout Group and Chilwell Community Association.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

Any grant awards will be met from the established grant aid budget shown in the table above. Members are reminded that they will need to suitably constrain grant awards in 2023/24 if the budget is not to be exceeded. The total 'cash' grant requested in this report is £2,500. The additional sums requested in this report, when compared to the previous year, would amount to £2,500 if all applications are fully supported.

5. Legal Implications

The Council is empowered to make grants to voluntary organisations by virtue of Section 48 Local Government Act 1985 (as well as other legislation). Having an approved process in line the legislation and the Council's Grant Aid Policy will ensure the Council's compliance with its legal duties.

6. Human Resources Implications

Not applicable.

7. Union Comments

Not applicable.

8. Climate Change Implications

There were no comments from the Climate Change Manager.

9. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

As there is no change to policy an equality impact assessment is not required.

11. Background Papers

Nil.

APPENDIX

Applications

The following grant applications have been received for consideration in 2023/24:

		<u>Grant Award 2022/23</u> £	<u>Grant Request 2023/24</u> £
New Stapleford Community Association	1	4,000	4,000*
DH Lawrence Music Festival	2	-	2,500
		Total	<u>6,500</u>

*The grant request from New Stapleford Community Association is wholly covered by the above-noted provision for rental costs for Council-owned premises. The total 'cash' grant request in this report is therefore £2,500.

1. NEW STAPLEFORD COMMUNITY ASSOCIATION

The New Stapleford Community Association (NCSA) is responsible for the management and operation of the Council owned Community Centre on Washington Drive in Stapleford that was first opened in 1972.

The aim of NCSA is to provide a community meeting place for Stapleford and the surrounding area. A variety of groups utilise the facilities for educational, recreational and sporting activities, including senior citizen's groups, blood donor sessions, dance and fitness classes, community sessions, martial arts clubs and family groups. Around 380 people use the facilities every week, the majority of whom live in the borough.

Financial Information

For the year ended 31 December 2022, NCSA generated income of £10,336 (2021: £3,132) from hall bookings, dances, and fund raising. Total expenditure amounted to £13,389 (2021: £9,581) which included utilities, fixtures, repairs and maintenance, dance and social activities and other running costs. Total bank balances as at 31 December 2022 were £21,803 (2021: £24,857). NCSA has earmarked part of these reserves towards repairs.

Grant Request

For 2023/24, New Stapleford Community Association has requested a grant of £4,000 to cover the market rent. This grant would be for a period of one year and would be matched by allowances within the premises income budget and therefore leave the Council's overall budget unchanged.

The Council has supported New Stapleford Community Association for many years with grant aid towards its premises rental. The grants awarded in the past four years were as follows:

2022/23	£4,000
2021/22	£4,000
2020/21	£4,000
2019/20	£4,000

Such an award would be in line with the Council's Grant Aid policy for the following key reasons:

- The services provided by New Stapleford Community Association benefit Broxtowe residents and are complementary to the services provided by the Council.
- The activities of New Stapleford Community Association target the needs of vulnerable and disadvantaged sections of the community, in particular helping to combat loneliness and social exclusion within the Borough.
- Community Associations such as New Stapleford Community Association are a specific category of organisation welcomed to apply for Grant Aid.

2. D H LAWRENCE MUSIC FESTIVAL

An application for grant aid has been received for support towards the cost of organising the D H Lawrence Music Festival 2023.

The D H Lawrence Music Festival organiser states that this is "a music festival that promotes local songwriters and performers, brings the community together and brings music fans from outside of Broxtowe into Eastwood. This all helps local businesses, including the venues [where] we hold the music and the food establishments people visit throughout the day. The festival also promotes one of Eastwood's most important figures, D H Lawrence."

The festival runs over the course of one day, bringing around 120 individual artists into the area, performing their original music. Twelve stages at venues across Eastwood have already signed up for the festival this year which takes place on 9 September 2021 (to coincide with the birth date of D H Lawrence on the 11 September).

Financial Information

As an annual festival run by independent musicians, there is no formally constituted 'group' as such which prepares financial statements for scrutiny, nor does the festival hold a separate bank account.

The applicant has provided a budget for the festival which estimates the cost of the festival at approximately £2,500. This consists primarily of promotional material, decoration throughout venues (banners and other advertising),

programmes, expenses payments to artists (£1,100) and organisers' time (£350) with regards to administration and on-the-day running of the event. The festival does not make any profit and in previous years the organisers have produced posters, badges etc. from their own time and resources.

Officers are sufficiently assured that the 'not-for-profit' aims of the festival and the promotional nature of this local event, with its links to music and the arts, is sufficient for the request to be considered for an award under the grant aid policy.

Grant Request

For the 2023 event, a grant of £2,500 has been requested by the D H Lawrence Music Festival towards / to cover the costs of promoting and organising the festival as detailed above.

The Council has previously supported the D H Lawrence Festival, with a grant of £2,500 having been awarded in 2021/22. In addition to the local economic and cultural benefits, an award for the 2023 festival would be in line with the Council's Grant Aid policy for the following key reasons:

- The D H Lawrence Music Festival benefits Broxtowe residents, enhancing their quality of life, and is complementary to the services provided by the Council.
- The D H Lawrence Music Festival helps to combat loneliness and social exclusion within the Borough.

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Report of the Portfolio Holder for Economic Development and Asset Management

UPDATE ON STAPLEFORD TOWN DEAL

1. Purpose of Report

The purpose of this report is to provide Cabinet with an update on the delivery of the £21.1 Million Stapleford Town Deal Programme. Formal endorsement is also needed for key decisions, in the Council's capacity as accountable body. These decisions are supported by both the Stapleford Town Deal Executive Board and the Town Deal Delivery Board. The decisions pertain to submitting a bid to the Football Foundation for a 3G football pitch on Hickings Lane and mandates to accept a single tender waiver for VIA EM.

2. Recommendation

Cabinet is asked to NOTE the progress being made to deliver the Stapleford Towns Fund projects and RESOLVE that:

- 1. A bid be submitted by the Council to The Football Foundation for funding for a 3G football pitch to be located on Hickings Lane recreation ground subject to planning permission being secured.**
- 2. Approval is sought to provide a single tender waiver for VIA EM for the detailed design of the Cycle Super Highway Network; (An exception to the Council's financial procedure rules be made), to enable a Single Tender award of contract to VIA EM, under the Town Deal's Local Assurance Framework to enable design of the Cycle Network as part of the Stapleford Town's deal.**

3. Detail

(i) Town Centre Grants Fund

The Town Centre Grants Fund is currently on programme to deliver by the end of June 2023. The government grant funding has been fully allocated and is oversubscribed. It has supported 74 businesses of which 41 of the projects have been completed and 33 active, most of which are in the final stages of delivery.

(ii) Hicking's Lane Pavilion

The plans for the new Community Pavilion on the Hickings Lane have been submitted and are due to be presented and determined at Planning Committee on 7 June 2023. Consultation is underway with the local residents, including a local consultation event scheduled for the week commencing 22 May 2023. It is anticipated that feedback from this event can be relayed at the meeting.

Additional funding of c.£1.5m is required for 3G Football Pitch, 3G MUGA and contribution to the proposed football changing areas through the submission of a Football Foundation Bid. Stapleford Town Football Club have been identified by the Foundation as a club that meet their gateway criteria. As the Council is likely to be the operator and the land be retained in Council ownership there is a need for the Council to be the lead applicant, in partnership with STFC. If funding is successful a separate planning application will be submitted for the construction of the 3G Pitch. Approval is sought for permission to submit the funding bid to the Football Foundation.

Further work is underway to relocate the Cricket club to a suitable location. This is required as part of the enabling works for the building construction. Additional discussions have taken place with Youth Service and Washington Drive Community Centre who will be key stakeholders for the building regarding the detail of use of space within a new building. Discussions have already taken place with a range of community groups which could also benefit from use of the new facility. Work has been commissioned with Skate Nottingham which will provide access to funding for the relocation and construction of a new Skate Park at Ilkeston Road.

(iii) Town Centre Traffic Management & Street Scene

The partnership is awaiting approval from DLUHC for the project business case before any development works can commence on this project. Design is being funded via the balance of the 5% advance the Council received in 2021. A project adjustment request was submitted to DLUHC after agreement from Stapleford Town Deal (STD) Executive Board in order that improvements to the Roach Junction can be examined alongside feasibility work on Derby Road.

(iv) Cycle Hub and Routes

Further detail is provided within the exempt appendix.

(v) Town Centre Enterprise Hub

The enabling work of demolition of the former Tiles UK site and surveys are complete. VIA EM are in the process of discharging the conditions which will be completed as part of the design works. A revised timeline has been proposed but officers are pressing VIA to complete the work as soon as possible and well in advance of the Christmas shopping period. The car park must be open and complete before the construction of the Enterprise Hub commences.

STD Executive Board approved the procurement route for the enterprise hub to be completed as two distinct activities, a design contract followed by a build contract. The design contract will include early engagement with potential contractors when appropriate.

At the request of a Board Member the Economic Development Team will be organising a food fair in the town at the Victoria Road Car Park to test the appetite for new types of street vending. This has been organised as a small SPF project.

(vi) Library Learning Centre (Additional Learning Facility, ALF)

The ALF works have split into two projects; internal and external, and funding has been split accordingly. Phase one, for the internal works, is nearing completion and due to re-open towards the end of June 2023.

Phase two is due to commence once phase one is complete and the budget re-evaluated. Design options are to be reviewed and a decision is to be made by STD Executive Board.

(vii) Financial Progress and Governance Issues.

As with other DHLUC projects Broxtowe is required to prepare a monitoring report once every six months. This is also due early in June and will cover the spending and delivery up to the 31 March 2023. At this date the programme will be reporting £2,031,766.54 spend. This is encouraging but needs to accelerate, as future payments will be determined by activity forecast and achieved.

One consequence of the recent election is that several of the current Board Members are no longer Councillors. Stapleford Town Deal (STD) Executive Local Assurance Framework requirements need this matter to be addressed. The Chair has therefore written to the Board Members concerned with an anticipation that resignations will be forthcoming and new appointments may be required.

A separate report covers the steps proposed to progress governance reviews of the Stapleford Towns Fund, Kimberley LUF and UKSPF programmes.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

The approved capital programme for 2023/24 includes £10.7m towards the various Stapleford Towns Fund schemes. Any underspending from the previous 2022/23 capital programme will be considered for carry forward at the Cabinet meeting on 4 July 2023 and, if approved, these will then be added to the 2023/24 budget. It may then be prudent to re-profile the approved budget in light of progress being made with the respective projects. Any variation required to the budget profile will be presented to Cabinet for consideration as part of a future update report or capital budget variations report.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

With regards to

- (i) Town Centre Grants Fund – There are no direct legal implications that arise from this section of the report.
- (ii) Hickings Lane Pavilion – There are no restrictive covenants on title that prohibits the construction of a pavilion building.
- (iii) Town Centre Management & Street Scene – There are no direct legal implications that arise from this section of the report
- (iv) Cycle Hub and Routes -

The exemption requires compliance with relevant legislation, the Council's constitution and Local Assurance Framework document that governs the Stapleford Town Deal Executive Board.

The value of the works does not meet the threshold in the Public Contract Regulations 2015 and as such these Regulations do not apply.

However, as the works exceed the medium value of £25,000, Clause 1.2 of the Contract Procedure Rules of the Constitution states:

Every contract and the procedures relating to the selection of tenderers and the obtaining, opening and evaluation of tenders or quotations shall comply with these Procedure Rules and no exception from any of the following provisions of these Procedure Rules shall be made otherwise than by the direction of the Council or by Cabinet or by the Chief Executive or duly nominated substitute.

A record of any exception from any of the provisions of these procedure rules, together with the reasons therefore, shall be included in the minutes of the full Council or Cabinet by which the exception was made, as the case may be.

(i) Town Centre Enterprise Hub - There are no direct legal implications that arise from this section of the report

(ii) Library Learning Centre (Additional Learning Facility) - There are no direct legal implications that arise from this section of the report

Financial Progress and Governance Issues. – The Town Fund Guidance states the following:

We expect the Town Deal Board to align with the governance standards and policies of the Lead Council including around whistle blowing, conflicts of interest, complaints, and compliance with the General Data Protection Regulation (GDPR).

Roles and Responsibilities

It is important that there are clear roles and responsibilities for oversight of the Town Deal.

The Town Deal Board should have a document, published on the Lead Council's website, which clearly sets out the roles and responsibilities and the governance and decision making processes for the Town Deal Board. This should include:

- Remit of the Board including terms of reference
- Board membership and roles
- Chair/vice-chair term and responsibilities

- Board structure including sub-committees and reporting arrangements
- Accountable Body arrangements

Therefore, it is important appointments are made as soon as possible following the change in Membership.

6. Human Resources Implications

The comments from the Human Resources Manager were as follows:
Not applicable

7. Union Comments

The Union comments were as follows:
Not applicable

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

The creation of a cycle superhighway in a borough will have a significant positive impact on climate change if it is designed and constructed in a sustainable way.

Whilst 3G pitches can save water by not requiring regular irrigation like natural grass pitches, the synthetic materials used in their production are typically from petrochemicals. These are non-renewable resources and contribute to greenhouse gas emissions. Careful consideration needs to be given to the materials used for the 3G pitch, ensuring that sustainable alternatives especially for the infill be explored. Conversely a new local 3G pitch facility will make a contribution towards Borough's Zero Carbon target by cutting down on car trips to facilities in the City.

9. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

Not applicable

11. Background Papers

Nil

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Report of the Portfolio Holder for Economic Development and Asset Management

UPDATE ON LEVELLING UP FUND PROGRAMME: ‘KIMBERLEY MEANS BUSINESS AND SHARED PROSPERITY FUND YEAR TWO, GOVERNANCE & DELIVERY DECISIONS

1. Purpose of Report

To provide an update on the progress of both the Kimberley Levelling Up Fund and Borough-wide Shared Prosperity Fund Regeneration Programmes; to endorse some key decisions especially determining the programme Governance for both funds.

2. Recommendations

Cabinet is asked to NOTE that the UKSPF Member Advisory Working Group has now been included in the constitutional amendments endorsed by full Council. Working Group recommendations are to be referred to Cabinet for approval unless urgent, in which case recommendations of the Working Group will be delegated to the Deputy Chief Executive for decision.

Cabinet is asked to RESOLVE that:

1. **The decisions in respect of the next steps in the Kimberley Means Business Levelling Up delivery plan as detailed in appendix 1 be approved.**
2. **The decisions in respect of the next steps in the Broxtowe Shared Prosperity Fund as detailed in appendix 2 be approved.**
3. **Three separate workshops respectively for Officers, Officers and Members and Officers, Members and wider stakeholders be held to develop and propose the detail of governance arrangements for delivery and governance oversight of the Kimberley LUF**
4. **The temporary Economic Development Officer post be extended to a period of two years, funded from additional capacity grant from the government.**

3. Detail

- (i) Kimberley Levelling Up Fund – “Kimberley Means Business”.

Following the success of the £16.5 Million Kimberley LUF bid Cabinet agreed at the March meeting £200,000 to be allocated to ensure there was some spending activity in the 22/23 financial year, which was mandatory under the terms of the bid submission. As of the 31 March 2023 the Borough Council had spent £149,626 which has been reported to government. This funding allowed some early stage work to commence on all three projects but focussed on re-building

of the Parish Rooms; site preparation and appointment of professional consultants at Bennerley Viaduct; providing CISWO (The Coal Industry Social Welfare Industry Organisation – a registered charity) with some support to begin discussions in respect of the Digby Street project, funding some early route analysis by VIA EM of the cycle network and supporting 6 businesses with grants to the total of £20,850. The total spend also included a proportion of the interim Regeneration Manager's time and the 6-month appointment of an additional Economic Development Officer, whose services have been invaluable.

The Council is expecting imminently to receive a funding payment and the delivery schedule currently remains at financial completion by 31 March 2025. The main reason for the delay in receipt of payment has been that two of the planned activities- the co-working space at the parish rooms and the proposed industrial units at Digby Street were "called-in" for closer scrutiny in order that they could be included in the Government's national LUF Subsidy Control scheme, a block exemption preventing legal challenge at some point in the future. Fortunately, the additional work and information has now been accepted and officers understand the re-issue of the final Memorandum of Understanding and first stage payment to be imminent at the time of writing this report. It is anticipated that the May payment will mainly consist of re-imburement of 2022/23 expenditure and the main payment for the Programme should arrive in July. A financial profile has been included in Appendix One. The Government has also held an inception meeting with the Chief Executive and Deputy Chief Executive of the Council and Broxtowe has been informed it will receive some further capacity funding in addition to the £16.5 million – perhaps around an additional £100,000 for support with delivery capacity, legal agreements, procurement and managing returns to government. A decision is required to extend the additional temporary economic development officer post to support the programme delivery using this funding.

In communications so far there does not appear to be any mandatory requirement for an external board such as has been the case for the Stapleford Town Deal. However, good project management begins and ends with good governance and an examination of several Round One LUF schemes shows that most have a Programme Delivery Board but with varying iterations.

This Board needs to focus on the delivery and programme management challenges that will require decisions over the next two to three years. In this case, however, a number of external partners are required to work closely to deliver the programme, especially Kimberley Town Council and CISWO and Friends of Bennerley Viaduct and there are several projects within the programme.

It is proposed that a series of workshops take place to ensure all relevant officers, Members and Partners are clear about who is responsible for doing what; governance and accountability arrangements.

Workshop 1: Will involve Officers and ensure that Council Officers across the Council understand what is proposed; what is required from them; operate in a

co-ordinated timely and aligned fashion; and identify any additional capacity and resource issues required to deliver the programme,

Workshop 2: Will involve Leader and Deputy Leader; Portfolio Holder for Resources and Personnel Policy, Portfolio Holder for Economic Development and Asset Management, Kimberley Ward Councillors and Opposition Members to ensure a good shared understanding of the Kimberley LUF programme and discuss preferred options for structuring future governance and delivery arrangements.

Workshop 3: Will include Members as per workshop 2 and include representatives from Stakeholder organisations – Town Council, CISWO and Friends of Bennerley Viaduct to ensure a good shared understanding of the nature of the challenges involved in delivery; and seek engagement and agreement to a preferred option for structuring future governance and delivery arrangements, outcomes of which will be presented back to a future cabinet meeting for approval.

To continue to deliver at pace a few important decisions need to be made now and the Cabinet is invited to agree the matters outlined in appendix 1. There is further details provided in the exempt appendix 3.

(ii) Broxtowe Shared Prosperity Fund

The Council submitted its Shared Prosperity Investment Plan to the government in August 2022. This was approved and subsequently the Council received £334,000 in December as its 2022/23 allocation. Some work had been started at risk, but some of the funding was not contractually committed by March 31 2023. The delay in the receipt, provided both a challenge and an opportunity to ensure as much funding as possible was spent or committed in Q4 of the financial year on the projects that would make a difference in Broxtowe. The Memorandum of Understanding signed by the S. 151 Officer allowed for some movement between the capital and revenue allocations in the Investment Plan and between the three themes: business, skills and place. This enabled the Authority to put more funding into Business Grants and a Programme called the Community Good Ideas Fund.

A Members' advisory panel was established to guide responsible officers into making allocations to the community and a grants advisory panel, including local business representatives allowed a similar process to be established for allocating funding in Eastwood and Beeston/Chilwell following a process which was used successfully in Stapleford on a much larger scale to deliver the Town's fund COVID-19 recovery grants programme. An officer was recruited as a shared post with Rushcliffe – an arrangement that so far has worked very well.

By 31 March 2023 Broxtowe was able to report contractual commitment of the year's allocation and an actual spend of £142,687. DHLUC have agreed that the remaining £158,507, now fully allocated, could be rolled over into the current financial year subject to the presentation of a credible plan to demonstrate how

spending and outputs will have been defrayed by September 2023. All of this was submitted with the Council's monitoring report on the 2 May 2023.

Around 30 Community led projects, some existing Investment Plan priorities and some new commitments from the call for Good Ideas were supported with most receiving grants of between £5,000 and £15,000. In terms of businesses receiving town centre improvement grants 21 businesses were supported to the total sum of £48,712.00. Funding also supported some internally sponsored projects such as local activities in C-Cities and preparations for the Stapleford Food Festival and Beeston Light Night later this year.

This year's total allocation, including carry forwards, amounts to £785,807, with the payment due on sign off our report by DHLUC. The majority of this funding is already committed to organisations such as the CAB and a County "omnibus" procurement exercise to replace the business support being lost at the end of June 2023, when existing LEP funding ceases. It is therefore the case that although there is more funding coming into Broxtowe in this the second year of SPF, there is likely to be less flexibility than there was in year one. Nevertheless, there is still a need to provide oversight and scrutiny into how funding is being used and a mechanism to agree any variations or catch-up on outputs and outcomes that are not being achieved. In this sense it is proposed to carry-on with the Advisory Member Working group model with decisions recommended to Cabinet, or delegated to the Deputy Chief Executive in urgent cases.

Appendix 2 sets out the decisions required to be made by Cabinet associated with the delivery of the UKSPF programme.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

Levelling Up Fund

The Council was successful in its bid to the Government's Levelling Up Fund and secured a £16.5 million investment for Kimberley. The announcement came after approval of the 2023/24 capital programme which only included the Kimberley Levelling Up Fund as a 'Reserve' item pending the outcome of the bid. This is now fully recognised in the capital programme, although there will need to be further refinement of profiling across this year's and next year's programme. Any variation required to the budget profile will be presented to Cabinet for consideration as part of a future update report or capital budget variations report.

On 14 March 2023 Cabinet noted the exercise of the Chief Executive's Urgency Powers to provide an additional capital budget of £200,000 in the Capital Programme 2022/23 for the Kimberley Levelling-Up Fund Bennerley Viaduct project. This was funded from the overall LUF grant. Any underspending from

the 2022/23 capital programme will be considered for carry forward by Cabinet on 4 July 2023. If approved, these will then be added to the 2023/24 budget.

UK Shared Prosperity Fund

The Council is anticipating to receive an overall allocation of £2.605m revenue and capital and capacity funding allocation from the UK Shared Prosperity Fund for the three financial years 2022/23 to 2024/25. The approved capital programme for 2023/24 includes £627,300 for the UKSPF schemes (as shown in the table below). Any underspending from the 2022/23 capital programme will be considered for carry forward at the Cabinet meeting on 4 July 2023. If approved, these will then be added to the 2023/24 budget.

Scheme	Estimated Total Cost £m	Earlier Year Budget £m	Current Budget 2023/24 £m	Future Years Budgets £m
Shared Prosperity Fund				
1. UKSPF Schemes	2.605	0.334	0.627	1.644

Temporary Economic Development Officer

Further details are provided within the exempt appendix 3.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

Section 1 of the localism act 2011 gives the Council the power to do anything that individuals may generally do and section 111 of the local government act 1972 gives a local authority power to do anything which is calculated to facilitate, or is conducive or incidental to, the discharge of any of its functions.

The Government expects the governance arrangements for the delivery of the various levelling up projects/programmes to align with the Lead Council's governance arrangements. As such, appropriate Terms of Reference will be added to the Council's Constitution (as part of the current constitutional review) to ensure good governance and transparent decision making.

The Council must have contracting processes so they have mechanisms to recover funding where beneficiaries do not comply with fund parameters, UK law or any local requirements. The Council will require partnership agreements and contracts, Legal (and procurement) will be formally instructed for support to safeguard the Council.

Legal Services will be instructed at the earliest opportunity to review all agreements to ensure there is clarity around any obligations and conditions placed upon the grant and ensure the Council are able to minimise any risk incurred, this will include assurance that clawback provisions are passed down to third party recipients when administering grant funding where appropriate. Reference has been made in Appendix 1 to allow suitably qualified professional services from recognised frameworks to be instructed

Relevant legal agreements will also be agreed with the recipient partners in the bid/s before the money is handed over to ensure they retain responsibility for their proportion of the bid/s and adhere to the terms of any agreements set out by government.

Works, goods and services must be procured in accordance with the Council's contract procedure rules and Public Contracts Regulations 2015 and other relevant legislation. Subsidy control advice has been sought to ensure the aspects of this bid are compliant with the Subsidy Control Act 2022 and all relevant subsidy control guidelines.

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6. Human Resources Implications

The comments from the Human Resources Manager were as follows:

No Comments

7. Union Comments

The Union comments were as follows.

UNISON supports the extension of the Temporary Economic Development Officer post from six months to two years. This area is of great importance to the Council and residents of the Borough.

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

No comments provided.

9. Data Protection Compliance Implications

Not applicable

10. Equality Impact Assessment

Not applicable

11. Background Papers

None.

APPENDIX 1

Delivery Plan & Major Decisions Required.1. Digby Street Project

- i. An in principle agreement to support Kimberley Miners Welfare FC with their football development plans to achieve their relocation from Digby street as proposed in the LUF bid including applications for funding and up to £300,000 towards a new 3G pitch at the Stag Ground, (subject to securing their surrender of their lease for Digby Street);
- ii. Approval for the Chief Executive and Section 151 Officer to negotiate agreements for the purchase rights, access rights, profit sharing and other options which would allow the project to proceed as per the bid;
- iii. To instruct suitably qualified professional services from recognised Frameworks such as Pagabo, Scape, Crown Procurement, and East Midlands Law Share to provide advice and ensure that (A) and (B) can be delivered with a minimum of risk to Broxtowe Borough Council;

2. Bennerley Viaduct Project

This Project is in two distinct tranches – designing and building the cycling network and designing and building the eastern ramp and visitor Centre at Bennerley Viaduct. In the original bid it was proposed to have a metal structure on pillars but in discussions with Friends of Bennerley Viaduct and land owners Haworth estates it has been decided to try and replicate the western ramp structure. This should produce some cost savings which could be deployed to build a new structure over the Erewash Canal and will certainly help to increase the quality of the visitor centre design. Erewash Borough Council have expressed an interest in using some of their SPF allocation to support the canal bridge link to the Erewash Valley Trail. The LUF bid also proposed commuting the whole grant to the Friends of Bennerley Viaduct. If this is to happen a legally binding agreement will be required and there is the question of non-recoverable VAT, which is being examined closely. Undoubtedly it would be a significant challenge for the Friends of Bennerley Viaduct to manage this project in entirety, but so far they have enthusiasm for this.

Essentially there are three options: - Broxtowe Borough Council retains the project lead and the authority leads as per the rest of the programme; Broxtowe continues to fund the Friends on a quarterly advance payment forecast based on cost projections; or all the funds and responsibilities for monitoring and delivery are cascaded to the Friends of Bennerley Viaduct as soon as there is enough funding to do so.

With the cycling network there are different routes, a mixture of on and off road stretches. Nottinghamshire County Council and potentially VIA EM are key delivery partners and a proposal has been discussed with various levels of support and ownership. The favoured delivery path is to either create a two year cycling

development manager post or consider using LUF to pay for a secondment to the project from a pool of suitably experienced individuals. It would be expeditious to secure a partnership agreement with a secondment if this were possible.

The Key Decisions for this Stage of this project are as follows:

- i. The Council instructs Officers to discuss with Derbyshire County Council, Nottinghamshire County Council, and Erewash Borough Council how funding could be deployed to achieve the aspiration outlined above.
- ii. The Council elects to forward fund the Friends of Bennerley Viaduct on a quarterly basis based on anticipated grant flows and share the responsibilities for delivery until such time as the project is complete or the Friends are well placed to take on delivery in entirety;
- iii. The Cabinet agree the principle of the use of LUF funding to create a two year cycling delivery manager secondment;

3. Kimberley Town Centre Regeneration

Again this is a series of linked sub-projects. The grants will be administered by the Borough Council using the same model and resources as per the Stapleford Town Deal. There are some important considerations which have to be determined – the boundary for applications, whether the scheme is open for non-retail businesses, and rules surrounding the conservation area.

A piece of work is being undertaken to scope all of this and it is anticipated that the next round of grants will commence late June or early July. A business networking event will be organised to launch this. A single grant was hypothecated to Kimberley Town Council to enhance the area around Cupola, and no co-funding is required for this. The amount of the award was estimated and fixed in the bid at £49,282. Funding Early payment of this would enable the Town Council to commence these works imminently. Sainsbury's have also indicated a willingness to transfer some land into the ownership of KTC to support this activity.

Of the £25,000 allocated for small Business grants, 17 applications were received and scrutinised by the Grants Panel. Four applications, worth £12,000 were approved subject to the supply of additional information. These have been satisfied and require payment. A further 7 are in the process of providing information that would allow a determination.

Kimberley Town Council are self-managing the re-development of the Parish Rooms to create a modern community hub with upper floors for offices and co-working. It is currently thought that they would be paid quarterly in advance, based on a cost projection. KTC could gain some support from Broxtowe but this would be a fairly tight self-sufficient project. The biggest difficulty the Town Council faces is where it will decant to during the re-development. Some rented properties are available but this would incur costs that could be used to so-fund other elements of the programme. An opportunity has arisen to buy a property in Kimberley and the Borough Council could use its flexibilities and freedoms to spend the LUF money on non-project specific activities. Subject to due diligence it has been proposed that

Broxtowe lends KTC an amount of the LUF budget, at a below market rate of interest, (i.e cost recovery), to acquire this building. The Town Council would then contract to re-pay the funding when the other projects called for it by sale of the building or via a market loan from another lender. It is in the Borough's interests to do this as accelerates spend and therefore grant drawdown and builds some flexibility into timelines beyond March 2025.

There are some intricacies with regards to the laser lighting installations that meant the full £200,000 was not defrayed by March 31 2023. These issues require careful procurement advice and consultation with partners such as Nottinghamshire County Council. It seems worthwhile pausing this activity briefly whilst compliant solutions are found. The temporary Economic Development Officer has been working with Kimberley Town Council lead to produce a solid project brief. Further information is provided in the exempt appendix 3

The Key Decisions required for this project are:

- i. As soon as the funding becomes available Broxtowe Borough Council will award a single payment grant to Kimberley Town Council of £49,282 to enhance the area around Cupola;
- ii. Subject to due diligence, the Council should in principle agree to lend funds of the LUF grant advance to Kimberley Town Council to buy a property for a decant – whilst the Parish Rooms are being demolished and re-built, the funding to be repayable by the end of the 2024/25 financial year;
- iii. Payments for the development of the new Community Hub and Co-working Space be made to Kimberley Town Council quarterly in advance, based on a forecast profile of incurred expenditure;
- iv. That the S151 Officer in consultation with the Leader and Deputy Leader be granted delegated powers to review and sign off the outstanding business grants in order that they may be quickly processed in line with expectations of these firms.

Financial Profile

Financial Year 2022/23				
Q1 (Apr-Jun)	Q2 (Jul-Sep)	Q3 (Oct-Dec)	Q4 (Jan-Mar)	Total
Actual	Actual	Actual	Actual	
£0.00	£25,798.00	£16,360.00	£107,467.60	£149,625.60
£0.00	£0.00	£0.00	£0.00	£0.00
£0.00	£25,798.00	£16,360.00	£107,467.60	£149,625.60
				£0.00
£0.00	£25,798.00	£42,158.00	£149,625.60	£149,625.60
£0.00	£25,798.00	£42,158.00	£149,625.60	£149,625.60

Financial Year 2023/24				
Q1 (Apr-Jun)	Q2 (Jul-Sep)	Q3 (Oct-Dec)	Q4 (Jan-Mar)	Total
Forecast	Forecast	Forecast	Forecast	
£2,878,891.95	£1,712,970.42	£1,915,512.47	£2,038,568.94	£8,545,943.78
£400,000.00	£0.00	£0.00	£0.00	£400,000.00
£3,278,891.95	£1,712,970.42	£1,915,512.47	£2,038,568.94	£8,945,943.78
£1,500,000.00	£250,000.00	£0.00	£0.00	£1,750,000.00
£3,028,517.55	£4,741,487.97	£6,657,000.44	£8,695,569.38	£8,695,569.38
£3,428,517.55	£5,141,487.97	£7,057,000.44	£9,095,569.38	£9,095,569.38

Financial Year 2024/25				
Q1 (Apr-Jun)	Q2 (Jul-Sep)	Q3 (Oct-Dec)	Q4 (Jan-Mar)	Total
Forecast	Forecast	Forecast	Forecast	
£2,957,694.57	£2,402,907.83	£1,812,403.83	£312,795.83	£7,485,802.07
£0.00	£0.00	£0.00	£0.00	£0.00
£2,957,694.57	£2,402,907.83	£1,812,403.83	£312,795.83	£7,485,802.07
£0.00	£0.00	£0.00	£0.00	£0.00
£11,653,263.95	£14,056,171.78	£15,868,575.61	£16,181,371.45	£16,181,371.45
£12,053,263.95	£14,456,171.78	£16,268,575.61	£16,581,371.45	£16,581,371.45

NB the second row is spending by flexibilities and freedoms and bottom row in each table is cumulative spend as the project progresses.

APPENDIX TWO**DECISIONS IN RESPECT OF THE NEXT STEPS IN THE BROXTOWE SHARED PROSPERITY FUND**

Planning for Y2 SPF projects has been undertaken by core members of the Borough's Economic Development & Regeneration Team, in consultation with the general management team and through local partnerships and work with trusted partners and in accordance with the investment plan agreed by Cabinet in January 2023. The Council's employees will continue their roles in partnership with other delivery partners to ensure timely and effective defrayal of SPF. Currently the Business grants disbursement process is being managed by several officers across the economic development team with wider Council support. This can be sustained but will need to be well planned and programmed.

The part-time project implementation officer has helped to deliver the monitoring programme and will have some capacity to support organisations delivering grant-funded projects, committed through our Good Ideas Fund and Investment Plan Priorities. Their work is being assisted by one of the two permanent economic development officers.

The current staffing levels are predicated on a Year 2 delivery profile broadly similar to the Borough SPF Investment Plan approved in January. This involves closer working with partners such as Nottinghamshire County Council. Open calls with numerous grant offers and the support required by the organisations applying is intensive work. It takes as much work to support one £2,000 small community grant as it does a larger one for £20,000. If further open rounds are required different staffing structures or delivery process may be required, especially given the need to pull through underspend from year one by 30 September 2023.

A grant to EM Chamber from the People & Skills funds has been allocated to allow continuation of the formerly EU-funded Broxtowe Employment and Skills Partnership Manager post for three months, enabling options to be explored for its continuation, so as to avoid the loss of a valuable resource. This period is already nearly 50% complete and an early decision will be required to extend or modify this role.

Business funds have been allocated to a small-grants pot, particularly suited to high-street businesses and distributed in March 2023. In Beeston and Chilwell the £25,000 was 100% over-subscribed (10 firms) and in Eastwood, fewer grants were paid out, due to the gaps in the information received. The fund has been almost completely allocated which would leave an over-subscription of around £11,500. There may be some scope for a further round of funding but this would need careful management against the Borough's output commitments and the Investment Plan looks towards thematic grants, (low carbon economy, digital economy, innovation) rather than area based assistance measures. In both 2023/24 and 2024/25 Broxtowe is contractually committed to deliver business support through the Nottinghamshire joint commissioning scheme to replace funding which has ceased via the LUF.

Table One below shows the funding that has been agreed by the deputy chief executive on the recommendation of the Members Advisory Panel, via written procedures for the NCC commissioning round. This is now out to tender which closes on 16 May 2023.

Table One

Local Authorities	E-Numbers	No. of businesses having 1-2-1 business support & advice	No. of businesses attending workshops	No. of enterprises receiving non-financial support	No. of potential entrepreneurs provided assistance to be enterprise ready	No. of decarbonisation plans developed	Minimum % 1:1 delivery	Total Budget allocation	Budget yr1	Budget yr2
Broxtowe	E19	57	49	106			54%	£55,000	£25,000	£30,000
Broxtowe	E23	132	35	167	300		79%	£105,000	£45,000	£60,000
Broxtowe	E29	106	0	106		18	100%	£76,000	£35,000	£41,000

Additionally, the Section 151 Officer has agreed that SPF should make a contribution to the Nottinghamshire Growth Hub business support team, of £9,000 in year two and £11,000 in year three, (with a possible break-clause) and first stage payments are to be made before the current funding ends in July. This guarantees Broxtowe Businesses at least one day of support per week. Nottinghamshire County Council are also in the final stages of preparing the tender for Pan-County People and Skills programme. The Borough has used the work of the Broxtowe Employment and Skills Partnership Manager to help determine how much of this theme is committed and officers are proposing that the amount for joint commissioning services with Nottinghamshire County Council be as follows:

2023 – 24 £50,000

2024 – 25 £150,000

The Council will only joint commission against E33: Supporting economically inactive people to overcome barriers to work by providing cohesive, locally tailored support including access to basic skills.

One of the exciting parts of the programme to be launched very soon is the People and Skills Good Ideas Fund which allocates up to £45,000 to projects accelerating skills and learning across the various outputs and outcomes within the SPF Plan. In order to oversee this Economic Development is hoping to use existing budget resources to extend our work with EM Chamber.

One legacy issue from the SPF Panel which met in March 2023 was the allocation of a Year two award to the Broxtowe Citizens Advice Bureaux for work on tackling the cost of living crisis. A year 1 award was made of but the CAB made a request for year 2 to continue to employ their project team and run action days. The E13 measure – Community measures to reduce the cost of living award has £84,000 within the Investment Plan Community & Places Theme in Year Two and the Panel asked that officers ensure the award did not pay for activities already being supported by the Borough Council through other grants or existing funding. Officers have explored this matter and are satisfied that award would pay for discrete activity

that is not otherwise supported by another fund or grant. In light of this Officers see no reason why the award should not be made.

Decisions Required

- (a) That the amounts to be allocated to the Nottinghamshire County Council “omnibus” procurement exercise for E:33 be APPROVED;
- (b) That the amounts agreed for County-wide business support of £9,000 in year 1 and £11,000 in year 2 be noted.
- (c) That Cabinet approve the launch of the People & Skills Good Ideas Fund, by Q2 2023/24;
- (d) That the CAB be granted their full year two request for their work in delivering the E13 – Community measures to reduce the cost of living outcomes & output on behalf of the Borough Council;

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Report of the Leader of the Council

CABINET WORK PROGRAMME

1. Purpose of Report

Cabinet is asked to approve its Work Programme, including potential key decisions that will help to achieve the Council's key priorities and associated objectives.

2. Recommendation

Cabinet is asked, that the Work Programme, including key decisions, be approved.

3. Detail

The Work Programme for future meetings is set out below.

4 July 2023	<ul style="list-style-type: none"> • Statement of Accounts Update and Outturn Position 2022/23 • Treasury Management Annual Report 2022/23 • Grant Aid – Citizen's Advice Broxtowe • HRA 30-year Business Plan* • Environmental Health Restructure * • Cultural Strategy * • Christmas Lights 2023* • Leisure Facilities Strategy* • Parking Services* • Housing Management of Communal Areas Policy* • ICT Contracts* • Review of the Planning Enforcement Plan dated October 2019 • Approval of Climate Change Strategy* • Infrastructure Funding Statement • Equality and Diversity Report • Corporate Plan* • Food Service Plan*
25 July 2023	<ul style="list-style-type: none"> • Annual Air Quality Status Report and Action Plan* • Smoke Control Area Replacement and Smoke Control Penalty Policy* • Toilet Strategy * • Transition to HVO *
5 September 2023	<ul style="list-style-type: none"> • Grants to Voluntary and Community Organisations • Irrecoverable Arrears • Lifeline Service • Furnished Tenancies* • House Building Delivery Plan update • Tree Strategy*

Key decisions are marked with *

4. Legal Implications

The terms of reference are set out in the Council's constitution. It is good practice to include a work programme to help the Council manage the portfolios.

5. Background Papers

Nil.

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