



NEWARK & SHERWOOD DISTRICT COUNCIL

Report to: Strategy, Performance and Finance Portfolio

Decision Date: 9 January 2024

Portfolio Holder: Cllr. Paul Peacock

Director Lead: Matt Lamb - Director of Planning and Growth

Lead Officer: Cara Clarkson – Business Manager - Regeneration and Housing Strategy

Report Summary	
Type of Report	Non-key decision
Report Title	Use of Section 106 Community Facility Contributions for improvements to community facilities in the Rainworth locality.
Purpose of Report	To secure Portfolio Holder approval to use Section 106 contributions held by the District Council for community facilities in the Rainworth locality.
Recommendations	<ol style="list-style-type: none">1. That the Section 106 contributions for community facilities held by the District Council for community facilities in the Rainworth locality be allocated to appropriate projects including significant improvements to Rainworth Village Hall.2. That the Council's Capital Programme is increased by £195,252.15, financed by Section 106 AG1087 Community Facilities Contribution accordingly to register the projects approved and the facilities to receive investment.
Alternative Options Considered	<p>The Section 106 receipts held under this agreement have to spent on community infrastructure projects in the Rainworth locality by 5th March 2024 in accordance with the S106 Agreement AG1087.</p> <p>Therefore it is appropriate that the District Council uses the full receipt held to improve the current community assets in the Rainworth locality for wider community benefit and improved community outcomes. If the contribution held is not spent by the due date then it must be returned to the Developer with accrued interest under the terms of the S106 agreement.</p>

Reason for Recommendation	To enable the District Council to deliver facility improvements in the Rainworth locality to enhance the community infrastructure for the benefit of the local community.
Decision Taken	Agreed as per recommendation

1.0 Background

Newark and Sherwood District Council is currently holding a Section 106 contribution for community facilities in Rainworth under agreement AG1087 which can be used to improve community facilities in the vicinity of the development site on Warsop Lane Rainworth as deemed appropriate. The District Council has been working on a number of local projects which would meet the requirement of the agreement and now requires approval to utilise the Community Facilities contribution held to progress the projects and deliver community infrastructure improvements within the timescale permitted by the agreement.

2.0 Proposal

It is proposed that the Community Facilities contribution of £195,252.15 currently held, be used to progress community infrastructure improvements in the Rainworth locality in order that suitable projects which align to S106 agreement AG1087 can be delivered in a timely manner and contribute to the achievement of the District Council's Community Plan objectives as well as supporting local community partner ambitions and priorities, and, that the Council's Capital Programme is updated accordingly to register the projects to be delivered.

3.0 Implications

In writing this report and in putting forward recommendations officers have considered the following implications; Data Protection, Digital and Cyber Security, Equality and Diversity, Human Resources, Human Rights, Legal, Safeguarding and Sustainability, and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

3.1 Financial Implications (FIN23-24/1198)

3.1.1 The £195,252.15 Community Facilities contribution is available in S106 with reference to the legal agreement AG1087.

3.1.2 Due to the expenditure being Capital in nature, the budget and the expenditure for appropriate proposals and projects will be added to the Capital Programme, financed by the S106 receipts.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

None