



Report to: Strategy, Performance and Finance Portfolio
 Decision Date: 16 September 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 | |
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| Type of Report | Non-key decision |
| Report Title | Use of Section 106 Community Facilities contribution for improvements to the children’s play area at Fourth Avenue, Edwinstowe. |
| Purpose of Report | To secure Portfolio Holder approval to use Section 106 contributions held by the District Council for improvements to the children’s play area at Fourth Avenue, Edwinstowe. |
| Recommendations | <p>That a Section 106 contribution of £21,707.36 secured through AG1180 and held by the District Council to be used toward the provision, maintenance, repair or enhancement of community facilities in Edwinstowe be paid to Edwinstowe Parish Council, for improvements at the children’s play area at Fourth Avenue, Edwinstowe.</p> <p>That the Council’s Capital Programme is increased by £21,707.36, financed by Section 106 agreement AG1180 Community Facilities Contribution.</p> |
| Alternative Options Considered | <p>The Section 106 receipts held under this agreement have to spent on community facilities in (the vicinity of the Thoresby Vale site) Edwinstowe accordance with the S106 Agreement AG1180.</p> <p>This proposal was agreed as a suitable scheme for a S106 contribution by the Thoresby Vale Working Group, established to receive, consider, and recommended suitable projects for investment to the District Council at its meeting on 16 July 2024 and is therefore now presented for formal approval.</p> |
| Reason for Recommendation | To enable S106 monies held for suitable projects in Edwinstowe to be delivered by Edwinstowe Parish Council in accordance with the terms of agreement AG1180 and to enable improvements at the Fourth Avenue children’s play area. |

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| Decision Taken | As per recommendation |
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1.0 Background

Newark and Sherwood District Council is currently holding a Section 106 contribution for Community Facilities through AG1180 specifically for the provision, maintenance, repair or enhancement of community facilities in Edwinstowe. The S106 agreement AG1180 proposed a Working Group be established, the aim of which will be to meet to discuss and advise the District Council on discreet projects on which any part of the Community Facilities contribution or the Sports Pitch contribution as appropriate may be spent.

Edwinstowe Parish Council submitted its proposal to improve the children's play provision at its Fourth Avenue play area and requested a contribution of £21,707.36 from the Thoresby Vale Working Group. The request was supported by the Working Group and the proposal is now presented to the Council for formal approval in order to enable the project to proceed.

2.0 Proposal

It is proposed that the Community Facilities contribution of £21,707.36 currently held by the District Council, be transferred to Edwinstowe Parish Council to deliver the proposed scheme highlighted above and contribute to the Council's Community Plan Objective 1 'Improve Health and Wellbeing' and Objective 5 'Protect and enhance the district's natural environment and green spaces' and that the Council's Capital Programme be increased by £21,707.36, financed by Section 106 AG1180 Community Facilities Contribution.

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 – (FIN24-25/7931)

3.1.1 The Community Facilities contribution with reference to the legal agreement AG1180 has an uncommitted balance of £45,976.06 therefore £21,707.36 is available for the above proposal, leaving an uncommitted balance of £24,268.70.

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