



Report to: Strategy, Performance and Finance Portfolio

Decision Date: 2 April 2025

Portfolio Holder: Cllr. Paul Peacock delegated to Cllr. Rowan Cozens - Deputy Leader and Portfolio Holder for Heritage and Culture and the Arts

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 contribution for improvements to Edwinstowe Village Hall and the creation of a Multi-Use Games Area (MUGA) at Jubilee Park, Edwinstowe.
Purpose of Report	To secure Portfolio Holder approval to use Section 106 contributions held by the District Council for improvements to community facilities and sports facilities in Edwinstowe.
Recommendations	<p>That Section 106 contributions of £78,019.29 secured through AG1180 and held by the District Council to be used toward the provision of a MUGA at Jubilee Park and £123,027 for improvements to Edwinstowe Village Hall be paid to Edwinstowe Parish Council.</p> <p>That the Council’s Capital Programme is increased by £78,019.29 Open Space Sports contribution and £123,027 Community Facilities contribution from Section 106 agreement AG1180.</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 in accordance with S106 Agreement AG1180.</p> <p>The Thoresby Vale Working Group was established to receive, consider and recommended suitable projects for investment to the District Council.</p> <p>These proposals were agreed unanimously, as suitable schemes for S106 contributions, by the Thoresby Vale Working Group at its meeting on 19 November 2024 and are 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 facilitate the delivery of a MUGA and improvements to Edwinstowe Village Hall.
Decision Taken	Complete at the time of decision.

1.0 Background

- 1.1 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 sports and 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 Open Space Sports contribution as appropriate may be spent.
- 1.2 Edwinstowe Parish Council submitted its proposal to create a MUGA at Jubilee Park and improvements to the Village Hall to the Thoresby Vale Working Group. Both requests were supported unanimously by the Working Group and the proposals are now presented to the Council for formal approval.

2.0 Proposal

- 2.1 It is proposed that an Open Space Sports contribution of £78,019.29 and a Community Facilities contribution of £123,027 currently held by the District Council, be transferred to Edwinstowe Parish Council to deliver the MUGA and Village Hall improvements as highlighted above, the delivery of which will contribute to the Council's Community Plan Objective 1 'Improve Health and Wellbeing', Objective 4: Reduce Crime and Anti-Social Behaviour and Objective 5 'Protect and enhance the district's natural environment and green spaces'.
- 2.2 That the Council's Capital Programme is increased by £78,019.29 Open Space Sports contribution and £123,027 Community Facilities contribution from Section 106 agreement AG1180.

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 – (FIN24-25/1143)

- 3.1.1 The Community Facilities contribution with reference to the legal agreement AG1180 has an uncommitted balance of £372,927.38 therefore £123,027 is available for the above proposal, leaving an uncommitted balance of £249,900.38.
- 3.1.2 The Open Space Sports Pitch contribution with reference to the legal agreement AG1180 has an uncommitted balance of £226,475.73 therefore £78,019.29 is available for the above proposal, leaving an uncommitted balance of £148,456.44.
- 3.1.3 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.

3.2 Legal Implications (LEG2425/9458)

- 3.2.1 The Council's Infrastructure Funding Statement sets out the procedure for dealing with off-site Section 106 contributions, which the relevant 106 monies are. Where the spend is between £15,000 and £300,000 then any proposals fall to the Portfolio Holder for Finance and the Section 151 Officer, who can either approve it or refer it to Cabinet. The Planning Committee Chairman and Members of affected Wards are to be consulted on proposed spend.
- 3.2.2 Under paragraph 5.6, Section 2, Part C of the Council's Constitution where the Leader has a conflict of interest they must ensure that they do not influence the decision to be taken and that the decision is taken by a Cabinet Member who does not have such a conflict of interest.

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. Any documents that contain confidential information or personal information about individuals should not be included in this list.

None