



Report to: Strategy, Performance and Finance Portfolio

Decision Date: 18 February 2026

Portfolio Holder: Cllr. Paul Peacock delegated to Cllr. Susan Crosby - Portfolio Holder for Health, Wellbeing and Leisure

Director Lead: Matt Lamb - Director of Planning and Growth

Lead Officer: Cara Clarkson – Business Manager – Healthy Places

Report Summary	
<b>Type of Report</b>	Non-key decision
<b>Report Title</b>	Use of Section 106 Community Facilities contribution for improvements to Edwinstowe Community Cricket Club, Forest Corner, Edwinstowe.
<b>Purpose of Report</b>	To secure Portfolio Holder approval to use Section 106 contributions held by the District Council for improvements to community sports facilities in Edwinstowe.
<b>Recommendations</b>	<p>That part of the contribution for Community Facilities secured through the s106 Agreement and held by the District Council in the sum of £22,600 to be used as a contribution towards Edwinstowe Community Cricket Club for improved access to the clubhouse and internal reconfiguration to increase the functional space and capacity of the building for the benefit of all user groups particularly provision for women and girls.</p> <p>That the Council’s Capital Programme is increased by £22,600 funded by the Community Facilities contribution from Section 106 agreement AG1180.</p>
<b>Alternative Options Considered</b>	<p>The Section 106 receipts held under this agreement have to spent on community facilities in (the vicinity of the Thoresby Vale site) Edwinstowe within an agreed timescale in accordance with S106 Agreement AG1180. Any s106 receipts not spent within the required timescale have to be returned to the developer with interest.</p> <p>This is a project that can be supported; however, the alternative option is to not support the project which would then not be delivered.</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 25<sup>th</sup> September 2025 as per minute 25/WG/017 and is therefore now presented for formal approval.</p>
<b>Reason for Recommendation</b>	To support the project recommended by the Working Group and to enable the s106 contribution for community facilities held for suitable projects in vicinity of Edwinstowe to be delivered by Edwinstowe Community Cricket Club in accordance with the terms of agreement AG1180 and to facilitate the delivery of improvements to its clubhouse.
<b>Decision Taken</b>	As per recommendation.

## 1.0 Background

- 1.1 Newark and Sherwood District Council is currently holding a Section 106 contribution for Community Facilities secured through the s106 Agreement dated 14 February 2019 (AG1180) as part of the planning approval pursuant to application reference 16/02173/OUTM. This was for the development on the former Thoresby Colliery site now referred to as Thoresby Vale, Edwinstowe. This agreement secured, amongst for other contributions, a financial contribution for community facilities specifically for the provision, maintenance, repair or enhancement community facilities in the vicinity of the site.
- 1.2 The S106 agreement also required a “Working Group” to be setup with representatives from the owners of the site, the District Council and Edwinstowe Parish Council with the aim of meeting to discuss and advise the District Council on discreet projects on which any part of the community facilities contribution [and/or the Sports Pitch Contribution] may be spent. The District Council may at its absolute discretion spend or apply the money to those projects referred by the Working Group.
- 1.3 Edwinstowe Community Cricket Club submitted a proposal to the aforementioned Working Group in September 2025 to improve access, increase the internal functional space and to increase the toilet provision so that it could accommodate a wider range of groups and organisations particularly for women and girls. The request was supported unanimously by the Working Group and the proposals are now presented to the District Council for formal approval.
- 1.4 Edwinstowe Community Cricket Club is located at Forest Corner in Edwinstowe and has in recent years opened its doors to the wider community and is now a hub of community activity. The club hosts a wide range of activities including alternative education, health and wellbeing activities, social events and hosted the European Run Archery

Championships in 2024. These activities are accommodated in addition to the Club's thriving cricket programme which includes a strong women and girl's section.

## **2.0 Proposal**

- 2.1 It is proposed that a payment of £22,600 funded from the Community Facilities contribution from Section 106 agreement AG1180, currently held by the District Council, be transferred to Edwinstowe Community Cricket Club as a contribution towards improved access to the clubhouse and internal reconfiguration to increase the functional space and capacity of the building for the benefit of all user groups particularly provision for women and girls. Officers are content that these proposals comply with the requirements of the s106 Agreement and with the policy requirements contained in the Developer Contributions and Planning Obligations Supplementary Planning Document ("SPD"). These proposed works would be detailed in a side agreement between the District Council and the Cricket Club to secure that the spend aligns with the purposes of the s106 Agreement.
- 2.2 The award will make a positive contribution to the Council's Community Plan Ambition 1, 'Break down barriers to opportunity to enable residents and businesses to prosper and fulfil their potential', Ambition 3 'Improve health and wellbeing with an emphasis on communities with lower levels of life expectancy', Ambition 4: 'Reduce crime and anti-social behaviour, improving community feelings of safety' and Ambition 5 'Promote, maximise and celebrate the diversity of Newark and Sherwood's heritage, culture and community spirit'.
- 2.3 It is proposed that the Council's Capital Programme is increased by £22,600 as outlined in section 2.1 above and funded 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 – (FIN25-26/7938)**

- 3.1.1 The Community Facilities contribution with reference to the legal agreement AG1180 has an uncommitted balance of £230,972.04. Therefore £22,600 is available for the above proposal, leaving an uncommitted balance of £208,372.04.
- 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.

### **3.2 Legal Implications (LEG2526/34)**

- 3.2.1 The Council's Infrastructure Funding Statement sets out the procedure for dealing with off-site Section 106 contributions, 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 The spend complies with the requirements of the s106 Agreement and the SPD. Legal Services will need to be instructed in relation to the drafting and completion of a side agreement to transfer the money to the Cricket Club.
- 3.2.3 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