

DERBYSHIRE COUNTY COUNCIL

CABINET

20 December 2018

Report of the Strategic Director for Children's Services

**CHILDREN'S SERVICES CAPITAL PROGRAMME 2018-19 –
S106 PROJECT ALLOCATIONS – (YOUNG PEOPLE)**

1. Purpose of Report

To inform Cabinet of the receipt and availability of recent Section 106 developer contributions and to seek approval for the allocation of those contributions to projects in line with the individual Section 106 agreements:-

To also seek approval that, where appropriate, procurement exercises be undertaken to commission services and undertake works associated with the schemes.

2. Information and Analysis

Stanton Primary School

Further to Cabinet approvals (24 May 2016, 20 July 2017 & 26 July 2018) for expansion of the school to a 1 form entry primary school, it was agreed that future S106 funds would be used to repay the Capital Programme.

The £41,448 developer contribution which has been received (detailed in Appendix A) would be used to repay the Capital Programme 2016/17.

Overseal Primary School

A project has been agreed with the school to create a secure lobby and new toilet. S106 funds are available to claim from South Derbyshire District Council towards this agreed project.

Transfer of S106 Funding to Staffordshire County Council

A developer contribution of £365,209 has been received from a development at Newton Road, Newton Solney. The S106 agreement states these contributions will be transferred to Staffordshire County Council, in line with the S106 agreement which details primary contributions to Winshill Village Primary and secondary contributions to Entrust Secondary School (Burton on Trent).

A letter of comfort has been received from Staffordshire County Council stating they will comply with the terms relating to the expenditure / repayment of funding as contained within the S106 Unilateral Undertaking. Transfer of this funding will also be subject to a legal agreement between Derbyshire County Council and Staffordshire County Council.

3. Financial Considerations

The contributions are S106 Developer Contributions that have been received by the Authority or are available to claim from the District/Borough Councils. Appendix A summarises the funds received, those available to claim, the schools that are to benefit from the investment, together with the planned projects. The contributions are awaiting allocation. The total is £471,444.

Where appropriate, it may be necessary to undertake a procurement exercise to commission services in order to undertake works associated with these schemes / budgets, and this report also seeks approval to commence this process. It should be noted that these procurement exercises would normally take the form of a competitive tender process, but should it be decided that using a Framework is the best option, a separate report will be submitted seeking approval for this.

4. Social Value Considerations

This funding is to ensure that there is sufficient capacity at all the schools involved. The schools will have the option to deliver the projects themselves under their own financial regulations. Where the projects are delivered by County Property, this will be done under its usual procedures.

5. Other Considerations

In preparing this report the relevance of the following factors has been considered:- prevention of crime & disorder, equality of opportunity, environmental, health, legal & human rights, human resources, property and transport considerations.

6. Key Decision No

7. Call-in

Is it necessary for the call-in period to be waived in respect of the decisions being proposed in the report? No

8. Background Papers

These are held on file in the Children's Services Development Section.

9. Officer Recommendation

That Cabinet:-

9.1 notes the receipt/availability of S106 funding and approves allocations to the projects outlined in Appendix A:

- Stanton Primary School: £41,448
- Overseal Primary School: £64,787
- Transfer of funds to Staffordshire County Council: £365,209

9.2 approves that where appropriate, procurement exercises be undertaken to commission services and undertake works associated with the schemes.

Jane Parfremment
Strategic Director for Children's Services

Appendix A

School	Development location	Funds	Project
Stanton Primary School	William Nadin Way	£41,448	Expansion of the school to a 1fe. Funds will repay the Capital Programme 2016/17.
Overseal Primary School	Valley Road, Overseal	£64,787	S106 funds available at South Derbyshire District Council to claim, towards internal remodelling to create additional teaching space.
Winshill Village Primary and Entrust Secondary School (Staffordshire County Council)	Newton Road, Newton Solney, Burton on Trent	£365,209	Transfer of funds to Staffordshire County Council.
TOTAL		£471,444	