

MINUTES of a meeting of the **D2N2 INFRASTRUCTURE AND INVESTMENT BOARD** held on 28 September 2017 at County Hall, Matlock.

PRESENT

Councillor B Lewis (Derbyshire County Council)

Councillor W J Clarke (Gedling Borough Council), P Gadsby (D2N2 LEP), Councillor C Hart (Erewash Borough Council), Councillor T King (Derbyshire County Council), Councillor M Rawson (Derby City Council) and Councillor A Syrett (Bolsover District Council).

Also in Attendance – M Ashworth (Derbyshire County Council), S Banks (Derby City Council), J Battye (Derbyshire County Council), S Birkinshaw (Erewash Borough Council), L Clare (Department for Transport), C Cooper-Smith (Ashfield District Council), T Goshawk (D2N2 LEP), J Homer (Cities and Local Growth) K Hopkinson (D2N2 LEP), G Jennings (Derby City Council), J Seymour (Derbyshire County Council), P Storey (Derbyshire County Council), S Wainwright (Derbyshire County Council), A Westray-Chapman (Bolsover and North East Derbyshire District Councils), V Wheelwright Cities and Local Growth Unit), C Williams (Derby City Council) and R Williams (Nottingham City Council).

Apologies for absence were submitted on behalf of Councillor J Collins (Nottingham City Council), Councillor K Cutts (Nottinghamshire County Council), D Ralph (D2N2 LEP), P Richardson (D2N2 LEP) and Councillor S Webster (Nottingham City Council).

48/17 MINUTES RESOLVED to confirm the minutes of the meeting of the Board held on 7 September 2017.

49/17 MATTERS ARISING

(a) Minutes (Minute No 42/17 refers)

It was noted that a report readjusting outcomes would be presented to the next meeting of the Board.

The County Council's Improvement and Scrutiny Committee – Resources had commenced a review looking at the monitoring of Local Growth Fund project outputs. As part of the review process, the working group overseeing the review would be seeking the views of a variety of interested parties, including Board members.

50/17 PROJECT UPDATES AND HIGH RISK PROJECTS A full project update was attached as an Appendix to the report for the Board's information.

In respect of the Nottingham City Hub, the project would remain at high risk until it was fully compliant with the Local Assurance Framework. Pre-tender

documentation was currently being reviewed and an update would be provided to the December meeting of the Board following submission of planning permission in November.

The promoter of the Gedling Access Road project would provide an update to the December meeting of the Board. Work had started on site and approval of the pre-funding application was awaited. It was noted that any approval would be subject to a clawback clause.

With regard to the A61 Corridor and Whittington Moor Roundabout projects, it was noted that these would merge into a single project.

In respect of the A61 Corridor, the LEP had met with Derbyshire County Council to look at the detail of the project outputs. As a result, the outputs had changed significantly and a process for delivery of the revised outputs had been agreed in principle. A report would be presented to a future meeting of the Board setting out the detail.

The LEP would be discussing with the promoter of the Vesuvius project what actions were required to enable the project to go forward. To assist with this process and independent viability report had been commissioned, the results of which would be reported to the October Board meeting.

RESOLVED to note the report.

51/17 PROFORMA REPORTS FOR HIGH RISK PROJECTS As a result of discussions at previous Board meetings, proforma for high risk delivery and high risk outputs had been produced, copies of which were appended to the report.

The proformas had been created and agreed by the D2N2 Officers group and were intended to be used once a project was highlighted as high risk. The Local Assurance Framework stated that either:

- Promoters are requested to submit a valid Outline Business Case application no later than July of the financial year in which funding is to be released. Failure to submit will render a project high risk
- A final submission application (business case) is to be submitted in line with the programmed date agreed with the LEP, however this is to be no later than November 30th of the year funding is to be released. Failure to submit a business case in line with the programme will render the project high risk.

Where a project was seen as high risk, the Board would write to the promoter setting out the risks and requesting a written response outlining how the risks would be mitigated. This written response would now be in the standard format of

the template proformas as detailed at Appendix 1 to the report. If the Board were not satisfied with the response then it could remove the project from the programme.

In addition, the Board would be provided with quarterly performance reports by the project monitoring officer. If it was reported that a project was delayed (commencement/completion/outputs/outcomes) by three months or more, then the project would be reported as a high risk project. In this instance, the Board would write to the promoter requesting a written response detailing why the project was delayed. This written response would now be in the standard format of the template at Appendix 2 to the report. If the Board were not satisfied with the response it could request that the funds already paid be repaid to the LEP or decide not to release any future years funding.

In both the above scenarios, it was the expectation that the scheme promoter to attend a future meeting of the Board to explain the position with regard to the project directly to the Board.

RESOLVED to (1) approve these proformas and adopt as part of the Local Assurance process for high risk projects;

(2) note the expectation that all promoters of high risk projects attend a Board meeting to explain the position with regard to their project.

52/17 LOCAL GROWTH FUND (LGF) BUDGET UPDATE The latest budget was attached at Appendix 1 to the report. The current profile underspend for 2017-18 was £15.93m, with the overall programme being overcommitted by £7.473m, which was to be funded from Growing Places Fund and contributions from the four upper tier authorities.

Currently the Accountable Body had two capital projects within its Highways, Transport and Infrastructure portfolio which had capital expenditure which could be funded using the LGF. This would then be returned to the LGF when required which was consistent with the approach taken in 2016-17.

The Board would need to decide on its key priorities going forward and if a call for new projects should take place. This will be difficult because the programme is overcommitted. . The LEP Strategic Economic Plan would help guide these priorities and the timing and process for a pipeline call would be discussed at the officer group

RESOLVED to note the report.

53/17 DATE OF NEXT MEETING The next meeting would take place on Friday 20 October 2017 commencing at 10.00am at County Hall, Matlock.

54/17 **EXCLUSION OF THE PUBLIC RESOLVED** that the public be excluded from the meeting during the consideration of the remaining items on the agenda to avoid the disclosure of the kind of exempt information detailed in the following summary of proceedings.

SUMMARY OF PROCEEDINGS CONDUCTED AFTER THE PUBLIC HAD BEEN EXCLUDED FROM THE MEETINGS

Report on responses to high risk projects – outputs (contains information relating to the financial or business affairs of any particular person, including the Authority holding that information).