NON-CONFIDENTIAL BOROUGH OF TAMWORTH



CABINET

22 June 2022

A meeting of the CABINET will be held on Thursday, 30th June, 2022, 6.00 pm in Town Hall, Market Street, Tamworth

AGENDA

NON CONFIDENTIAL

- 1 Apologies for Absence
- 2 Minutes of Previous Meeting (Pages 5 6)
- 3 Declarations of Interest

To receive any declarations of Members' interests (pecuniary and non-pecuniary) in any matters which are to be considered at this meeting.

When Members are declaring a pecuniary or non-pecuniary interest in respect of which they have dispensation, they should specify the nature of such interest. Members should leave the room if they have a pecuniary or non-pecuniary interest in respect of which they do not have a dispensation.

4 Question Time:

To answer questions from members of the public pursuant to Executive Procedure Rule No. 13

- 5 Matters Referred to the Cabinet in Accordance with the Overview and Scrutiny Procedure Rules
- **6 Future High Streets Fund Update** (Pages 7 10) (Report of the Leader of the Council)
- 7 Staffordshire Sustainability Board Vision 2022-2023 (Pages 11 16) (Report of the Leader of the Council)
- **8 Proposals For Councillor Project Grants** (Pages 17 24)

(Report of Portfolio Holders for Environment, Entertainment and Leisure and for Voluntary sector, Town centre, Evening economy & Community Safety)

- 9 Neighbourhood Community Infrastructure Levy (Pages 25 34) (Report of the Portfolio Holder for Skills, Planning, Economy & Waste)
- 10 Grants Awarded 1st April 2021-31st March 2022 (Pages 35 42) (Report of the Portfolio Holder for Voluntary sector, Town Centre, Evening economy & Community Safety)

11 Exclusion of the Press and Public

To consider excluding the Press and Public from the meeting by passing the following resolution:-

"That in accordance with the provisions of the Local Authorities (Executive Arrangements) (Meeting and Access to Information) (England) Regulations 2012, and Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during the consideration of the following business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and /or 4 of Part 1 of Schedule 12A to the Act and the public interest in withholding the information outweighs the public interest in disclosing the information to the public"

At the time this agenda is published no representations have been received that this part of the meeting should be open to the public.

- **Solway Close** (Pages 43 56) (Report of the Leader of the Council)
- **13** Review of Democratic Services (Pages 57 82) (Report of the Portfolio Holder for Engagement, Civic Pride and Pride in Place)

Yours faithfully

Chief Executive

Access arrangements

If you have any particular access requirements when attending the meeting, please contact Democratic Services on 01827 709267 or e-mail <u>democratic-services@tamworth.gov.uk</u>. We can then endeavour to ensure that any particular requirements you may have are catered for.

Filming of Meetings

The public part of this meeting may be filmed and broadcast. Please refer to the Council's Protocol on Filming, Videoing, Photography and Audio Recording at Council meetings which can be found here for further information.

If a member of the public is particularly concerned about being filmed, please contact a member of Democratic Services before selecting a seat.

FAQs

For further information about the Council's Committee arrangements please see the FAQ page here

To Councillors: J Oates, R Pritchard, M Bailey, T Clements, S Doyle, A Farrell and M Summers.





MINUTES OF A MEETING OF THE CABINET HELD ON 9th JUNE 2022

PRESENT: Councillor J Oates (Chair), Councillors R Pritchard (Vice-Chair),

M Bailey, T Clements, S Doyle and M Summers

The following officers were present: Andrew Barratt (Chief Executive), Zoe Wolicki (Assistant Director People) and Matthew Fletcher (Head of Economic Development and Regeneration) and Tania Phillips (Head of Corporate Communcications)

1 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor A Farrell

2 MINUTES OF PREVIOUS MEETING

The minutes of the meeting held on 7th April 2022 were approved as a correct record.

(Moved by Councillor R Pritchard and seconded by Councillor S Doyle)

3 DECLARATIONS OF INTEREST

There were no Declarations of Interest.

4 QUESTION TIME:

None

5 MATTERS REFERRED TO THE CABINET IN ACCORDANCE WITH THE OVERVIEW AND SCRUTINY PROCEDURE RULES

None

6 EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED: That members of the press and public be now excluded from the meeting during consideration of the following item on the grounds that the business involves the likely disclosure of

Cabinet 9 June 2022

exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A to the Local Government Act 1972 (as amended).

(Moved by Councillor R Pritchard and seconded by Councillor S Doyle)

7 UPDATE ON GUNGATE

Report of the Leader of the Council to update Cabinet on progress made against bringing forward the Gungate Masterplan site for redevelopment, in particular focusing on:

- 1. Current workstreams and site information
- 2. Critical programme pathways, constraints and mitigation options.

RESOLVED: That Cabinet

- 1. Endorsed the update against progress of key work streams for supporting the regeneration of the Gungate site.
- endorsed the approach to Gungate North which is being developed into a project as part of a Levelling Up Fund round 2 bid;
- 3. agreed that Cabinet and relevant scrutiny committees up are kept up to date on a regular basis; and
- agreed that further work on Levelling Up Fund & Gungate site goes forward and are discussed with the Leader Councillor J Oates and Portfolio Holder, Councillor S Doyle

(Moved by Councillor J Oates and seconded by Councillor R Pritchard)

Leader

Thursday, 30 June 2022

Report of the Leader of the Council

Future High Streets Fund Programme Update

Exempt Information None

Purpose

To update Cabinet on the progress of the Future High Streets Fund programme.

Recommendations

It is recommended that:

1. To note the report

Executive Summary

The project is moving into delivery phase, with planning and demolition applications starting to be submitted. As the project moves into RIBA (Royal Institute of British Architects) Stage 3, designs are moving from concept to more detailed designs. The demolition application and procurement of a demolition contractor for the Co-op is now underway, this will enable the work to be completed in time for the start of the build phase for the college. The Programme Board have agreed to sign off elements of RIBA Stage 2 that are ready to progress into Stage 3. As surveys on the FHSF buildings continue, we are discovering more about the condition of the buildings involved and this is helping to refine the scope of works across the programme. Enabling and opening up works have now been procured, with a team looking to start on site in the next couple of weeks .

Projects

College Quarter: South Staffordshire College (SSC) received their grant from the Department for Education, this significantly reduces risk to the FHSF project as it decreases reliance on the council and ensures that SSC's relocation to the town centre will continue as planned. They have progressed through RIBA Stage 3 and are engaging with Homes England in relation to the redevelopment of the existing SSC site. The planning application for the new college has now been submitted, with the demolition application already submitted by Tamworth Borough Council. We continue to maintain strong links with the SSC project and recently invited Peter Marsh, lead contractor for SSC, to the FHSF Programme Board meeting in April to share design concepts and to update us on progress.

RIBA Stage 2 designs for second TEC provision in the Victorian element of the Coop building have been signed off by the Programme Board.

Landscape Architects Node have finalised designs for the public realm in St Editha's square, factoring in market provision and events space in line with the FHSF outputs. There will be improvements to lighting, planting and street furniture, encouraging the public to use the square .

Middle Entry: There are ongoing negotiations with Peer Group for vacant possession of the Middle Entry Units. Our current target for vacant possession is 31st August 2022. Purcell Architects are refining the design for the new retail units that will be constructed at the south of Middle Entry. Progress on this has been good and we are now developing a fresh concept design that will be brought to the Programme Board for RIBA Stage 2 sign off early June. Work continues to move forward with the structural engineers to plan the safe removal of the glazed roof and link bridges on Middle Entry.

Castle Gateway: The planning application for Peel Café has been submitted, and the fire escape route has now been agreed and approved by building control. The timber survey report has been issued and from initial discussions, the structure may need a new roof. Efforts to reduce costs and preserve the character of the building will be achieved by aiming to reuse roof tiles where necessary. Any modifications will be passed onto the Conservation Officer for comment. At Programme Board it was agreed to sign off the RIBA Stage 2 and to proceed with RIBA Stage 3.

Moving onto Market Street, Julie Anne Florist have signed their lease surrender for 26A and will be moving to a unit further down the street. Vacant possession has been agreed for the end of August.

In discussions with Historic England, they have advised that TBC should aim to preserve as much of the original structures of 26A-27A as possible. The initial timber survey report states that 27 Market Street is structurally unsound and access to the building has been suspended until this is resolved. Timberwise are preparing a recommendation report that will detail the level of repairs required and the associated costs. Once this is received , TBC will be able to determine the scope of works required and approach Historic England to have an informed discussion about how to redevelop the properties.

Ongoing surveys will gather the required information to plan the demolition of the current Nationwide building. The lead contractor will produce a demolition procurement strategy for this area. Discussions around the public realm and area that is left once Nationwide is demolished are ongoing. As part of this area is adopted, we may have to consult with Staffordshire County Highways team once designs have been finalised.

As part of the work to widen Castle Bridge, it has been noted that Western Power have existing electrical cables pinned to the underside of the bridge which will need to be relocated. This will likely involve a complex solution if the cables are to be kept in situ whilst the new bridge is constructed. Western Power's alternative solutions involve relocating the existing substation or re-routing cables. Currently the options and locations proposed are not satisfactory and detract from the outputs of the project. The project team and lead contractor will continue to progress discussions until a suitable solution is reached.

Engagement and Communications

Advertised monthly drop in sessions offer the opportunity for the public to ask questions and stay informed on progress with the FHSF project. So far there has been little interest but this may increase as planning applications are submitted. Comms strategy is discussed at the monthly delivery team meeting updates, allowing the FHSF project team and comms team to update on progress and potential press release opportunities. As the start on site date for the Co-op demolition approaches, attention is now on developing visuals for display hoardings.

Since the last meeting, new window vinyls have been put up in 27 and 27a Market St which encourage the public to scan a QR code that signposts them to the project updates on the Transforming Tamworth website. A meeting has also been set with Staffordshire Police to discuss opportunities to create safe spaces as part of the project's development.

South Staffordshire College are also beginning consultations regarding their relocation to Tamworth town centre. SSC and the Union 4 planning team recently ran a stall on market day, attendees were mainly older clientele. Whilst the plans were mostly well received, concerns were expressed relating to proposals to redevelop the current SSC site and parking availability. SSC are now undertaking further consultation on the college campus to ensure a more even demographic is engaged and represented.

Budget and Timescales

The cost plan has been reviewed at Stage 2 and will continue to be refined as detailed designs are developed and survey results indicate the scope of works required. Whilst construction costs are higher than expected due to inflation and cost of materials, the continued review of the cost plan and input from contractors will determine the real costs associated with the works. The contingency funds have been appraised against the risk register to determine where costs attributed to risk allowance can be reduced. A finance summary is included with the dashboard reports presented at the Programme and Delivery Board meetings. The overall programme plan is currently being reviewed to assess progress against timescales. The Risk Register is maintained by McBains and reviewed with the FHSF Project team at scheduled monthly meetings. The Audit and Governance sub-committee continues to monitor risk for the FHSF programme.

Resource Implications

There are no resource implications as a result of this report.

Legal/Risk Implications Background

There are no legal issues

Equalities Implications

There are no equalities issues

Environment and Sustainability Implications (including climate change)

The impact of the Future High Streets Fund programme on sustainability is considered by the consultancy team when designing and implementing the projects.

Background Information

None

Report Author

Anna Miller – Assistant Director, Growth and Regeneration Alice Poulton– Future High Streets Fund Project Officer

List of Background Papers

None

Appendices

None

Thursday, 30 June 2022

Report of the Leader of the Council

Staffordshire Sustainability Board - Vision 2022-2023

Not Exempt

Purpose

To outline the recent work undertaken by the Staffordshire Sustainability Board and to endorse the Vision and Base Pledge.

Recommendations

It is recommended that:

1. To endorse the Vision and Base Pledge.

Executive Summary

The Staffordshire Leaders Board has committed to work collaboratively across Staffordshire to successfully achieve net carbon zero in line with each local authority's climate change declarations. The purpose of working collaboratively is in recognition that across Staffordshire the influence of individual local authorities will be limited, however jointly, with other Councils and organisations across the public and private sectors, notable impacts will be achievable.

A Staffordshire Sustainability Board (SSB) will take the lead on coordinating activity that will enable, influence and facilitate economic sectors across Staffordshire to start the journey to Net Zero. The Board meets in order to gather together the Elected Members (Sustainability / Climate change portfolio) from the councils in Staffordshire to allow discussion on the relevant environmental sustainability issues, debate matters affecting multiple authorities and decide outcomes and objectives for collective projects. Climate change adaptation and sustainable climate concerns are already on the longer-term agenda for discussion. Collectively, the SSB reports to the Leaders Board and is not a decision-making group.

The SSB will, on behalf of each of the local authorities in the partnership:

- Encourage and support partnership working between the local authorities on environmental sustainability collaborative projects,
- Develop and recommend a Staffordshire Environmental Sustainability Strategy (SESS) for Staffordshire for adoption by of the local authorities,
- Oversee the implementation of the SESS, monitoring delivery against agreed targets and milestones,
- Encourage and support partnership working outside the local area, with other local authorities, government agencies, community groups and companies

where appropriate, both in the local region and elsewhere in the UK accordingly,

- Share best practice in environmental sustainability,
- Source solutions to joint concerns on climate change, such as developing public education on behaviour change,
- Ensure that Staffordshire is represented both regionally and nationally on relevant issues and that opportunities to influence the regional and national agenda are pursued effectively,
- Through a collective bidding approach, ensure opportunities are explored to secure external funding, and agree arrangements for the management and distribution of external monies secured.

The Staffordshire Sustainability Senior Officers Group (SSSOG) was formed by the Leaders Board to support and advise the member-led SSB. It comprises representatives from all authorities in Staffordshire.

At the Board meeting on the 7 March 2022 the Vision and Base Pledge for the Board were agreed, see Appendix 1.

The Vision seeks to capture the role of the SSB and the purpose of the Board for 2022-23.

The initial pledge, or commitments, from each authority is also set out in Appendix 1 and is being taken through the relevant governance processes within each authority for endorsement. The pledge seeks to ensure that Staffordshire local authorities are focusing on a key set of priorities, without making those commitments too onerous given that we are all on different paths and with different timescales, to achieving Net Zero.

Options Considered

N/A

Resource Implications

There is an agreement that the member authorities will fund part (£5,000 per annum) of the salary for a supporting officer to the SSSOG and the SSB. This arrangement is the same principle as the supporting officer to the Joint Waste officers' group and Board.

This £5,000 will initially be funded via the balance of £105,000 held in the Climate Change reserve (PM1579) in 22/23 and will be subject to a policy change in the 2023/24 budget process.

The initial pledge, or commitments, from each authority will also be funded from the reserve or will be subject to further funding requests through the budget process as any additional funding requirements are quantified.

Legal/Risk Implications Background

It is becoming increasing likely, as part of the Governments wider 'Carbon Agenda' that individual Councils will be required (for national monitoring purposes) to report progress on achieving their carbon reduction targets. There may be penalties for Council's who fail to do so.

Environment and Sustainability Implications (including climate change)

The SSB and corresponding officer group are coordinating activities across Staffordshire to meet Net Zero. This is an important workstream that will compliment the activities of the Borough Council in reaching Net Zero against the climate emergency declaration.

Background Information

On the 19th November 2019, Tamworth Borough Council declared a 'Climate Emergency' and resolved to make the Council's activities net zero carbon by 2050 with aspiration to achieve 2030 should the Council be financially able to do so.

The decision for Tamworth Borough Council to declare a "Climate Emergency" was based on the 'Special Report on Global Warming of 1.5°C', published by the Intergovernmental Panel on Climate Change in October 2018. This identified the catastrophic consequences that a 2°C average rise in global temperatures would cause in comparison with a 1.5°C rise in temperature.

Net-zero is about balancing the amount of greenhouse gases emitted against the amount of emissions that are either offset or sequestered (repossessed).

Report Author

Anna Miller – Assistant Director – Growth & Regeneration

List of Background Papers

• Climate Change Declaration Update – Cabinet: 15 February 2021.

Appendices

Vision and Base Pledge



Staffordshire Sustainability Board – Vision 2022-2023

Vision

The Staffordshire Sustainability Board (SSB) is to facilitate the collaborative forum, to work together, as the democratically elected bodies in Staffordshire, to influence change and to encourage organisations and individuals to ensure that Staffordshire is net carbon zero by at least 2050 or before.

The board will also work as a collective to address climate change adaptation measures that are within individual organisations leverage, to influence and facilitate change with adaptation to climatic changes that are already locked in.

Sustainability and habitat biodiversity will be reviewed throughout 2022 and shall be considered in a revised vision in January 2023.

Context

The Staffordshire Leaders and Chief Executives Group has committed to work collaboratively to successfully achieve net carbon zero in line with our independent authority's climate change declarations.

It is recognised that the council's collective carbon footprint is less than 2% of Staffordshire's 5.8MtCO2e annual carbon footprint however it is documented that, collectively, the councils could have an influence on a significant proportion of these emissions. This collaboration is to enable and facilitate change, where possible, throughout the geographic area of Staffordshire as a whole.

Work in the longer term will also bring into the discussion and actions, climate change adaptation and sustainable environment concerns.

Throughout all the activities and discussion that resonate from the SSB, we shall actively engage with external organisations that can bring specialist knowledge, understanding and facilitation to the board.

The SSB will comprise senior members of each authority and supported by a team of advisors drawn from across the authorities.

Council commitments

It is proposed that as an initial commitment, the combined councils will within their own carbon emissions boundary initiate the following but acknowledge that the larger scope of climate change mitigation and adaptation is within the wider community of Staffordshire.

1. Baseline and Reporting – All Councils will prepare and publish an annual baseline analysis of their organisation's carbon footprint. All Councils will assess and publish progress in reducing their carbon footprint in October each year.

- 2. Carbon Literacy Training & Awareness All Councillors and Senior Management Teams will undertake carbon literacy training to build corporate awareness of the issue and the Council's role in securing carbon reduction. All Councils will conduct a community impact assessment for key projects and proposals and include an assessment of Climate Change Implications in all key decision reports.
- **3. Ambassadors -** All Councils will encourage members to act as climate change ambassadors, to encourage reduction in organisational carbon footprints and champion this in their own division/ward areas.
- **4. Green Travel Planning –** All Councils will support and facilitate green travel by members, employees, and their communities through promotion of green travel planning. Policy implementation on green transport and ways of working
- 5. Communications all Councils will contribute to a countywide communications group who will plan to deliver and manage a countywide Communications Plan, working together to drive our collective net zero visions forward, throughout the County.
- **6. Green Energy** All the Councils will commit to procure 100% green energy supplies for their electricity as soon as existing contract commitments allow.
- **7.** Energy Reduction By January 2023, all Councils will have established plans to reduce energy consumption across their estates.
- 8. Low carbon fuelled fleet vehicles Moving towards an aspirational zero emission operational vehicle fleet, the Councils will by 2025, establish a plan to move to low carbon fuels within their internal fleets by 2030.
- 9. Waste & Recycling By 2025 there will be a countywide waste strategy that all authorities will adhere to. This strategy will cover all aspects of the countywide waste operation, to reduce residual waste creation, increase recycling rates, promote composting of food waste at home and establish food waste collections throughout the County.
- 10.Innovation and Technology Working collaboratively with research institutions, businesses and partners the Councils will encourage both innovation and technology development, that will assist the delivery of our combined net zero visions.

Thursday, 30 June 2022

Report of the Portfolio Holder for Skills, Planning, Economy & Waste, Portfolio Holder for Voluntary Sector, Town Centre, Evening Economy & Community Safety

Proposals For Councillor Project Grants

Exempt Information

None

Purpose

To consider proposals for grant funding for Councillor lead project funds

Recommendations

It is recommended that Cabinet:

- 1. Approve proposals and process for Councillor Project Grants
- 2. Approve delegation to the Nominations and Grants Committee to consider and endorse project funding
- 3. Agree the retained funding of £9,747.53 underspend on Community grants in 2021/22 (PM1865)
- 4. Approve the retention of any future years underspend on the Community grants budget (GS1002 31551) for allocation to the project grants until 2027 (to not exceed £50,000)

Executive Summary

In 2020 Cabinet agreed that a single pot of funding would be made available to Tamworth Community Groups of £18,590 per year (GS1002 31551).

This funding was the budgeted amounts from the existing Arts, Sports and Voluntary Sector grants. The award of these grants is delegated to the Nominations and Grants Committee.

The grants funding has traditionally been underspent and as such, those underspends have subsequently been returned to the General Fund each year.

The underspend of £9,747.53 was approved for retention by Cabinet during the budget process in order to consider options.

In conjunction with the Portfolio Holder for Skills, Planning, Economy & Waste and Portfolio Holder for Voluntary sector, Town Centre, Evening economy & Community Safety it is proposed that this underspend (and that of any future underspends) be designated for grant funding to Councillors under a competitive process for community projects of up to £10,000 per year.

It is proposed that the applications for the Councillor Project funding will be open from September 2022 with a closing date of 31 March 2023. The applications and awards will be made by the Nominations and Grants Committee in June 2023.

Approval is therefore sought to retain the underspend on GS1002 31551 in 2022/23 (if any) and for future years (with a maximum retained fund of £50,000).

Projects must be Councillor lead and applications will be for complete projects with all relevant information, budgets, risk assessments, community impact assessments and sustainability options made available to the Committee.

Funding can be made available to the Voluntary Sector or allocated to the relevant Council department for spend. (Draft criteria attached as Appendix 1)

All projects must have clear evidence of stakeholder involvement and agreement. Further funding could be made available as match funding if necessary for consideration of a wider project that the Councillor(s) may wish to contribute to.

Options Considered

Not to proceed with the grant funding and return underspend to balances.

Resource Implications

Grant applications will be lead and managed by individual Councillors.

Officers will contribute to the proposals during stakeholder engagement only and as part of business planning.

Members of the Partnerships team will prepare and gather information for consideration by the Nominations and Grants committee in accordance with criteria of grant funding and within the current resource allocated.

There is an annual budget for grants to Tamworth Community Groups of £18,590 per year (GS1002 31551).

The underspend of £9,747.53 in 2021/22 was also approved for retention by Cabinet during the budget process in order to consider options.

Legal/Risk Implications Background

No direct implications as a result of this report.

Retained fund is already in place and will be monitored as per budget processes

Risks arising from grant funding applications:

Risk	Mitigations
Grants are not awarded	Budget will be reviewed as per process
Grants process not clearly defined	Process will be subject to application, review and criteria for award to ensure that outcomes are clearly identified
Lack of project review	All grants will be subject to review and reporting in line with transparency data

Equalities Implications

All projects proposed must include a Community Impact Assessment

Environment and Sustainability Implications (including climate change)

Projects will be considered individually – there are no direct implications as a result of this report

Background Information

Included above.

Report Author

Joanne Sands – Assistant Director Partnerships

List of Background Papers

Appendices

Appendix 1 – Draft Councillor Project Fund criteria.



Councillor Project Grant Guidance

Criteria

Grants are available for Councillors to make an application for a larger community project which will address a need within Tamworth communities.

The Councillor will be responsible for completing the Application Form and all supporting evidence of need documentation and supporting relevant paperwork including for example, Safeguarding Policies, Bank Statements, Accounts etc. This may also include things like checking if planning permission is required, completing Community Impact Assessments, completing necessary project risk assessments and seeking potential 'match funding'.

All applications should be for projects that have been fully assessed and ready to commence immediately or within 3 months of award.

The project should continue to demonstrate value for money and value to the people of Tamworth and have specific outcomes that can be evidenced.

Grants will be awarded to the appropriate organisation undertaking the project, be this an internal department of the council, a local business or a community, not for profit organisations and / or statutory organisations operating in Tamworth who operate for the benefit of the communities of Tamworth

The funding will be available from 1st April 2023 (initially £9,747.53 underspend from the 2021/22 from the Community Grant budget). Any underspend from future years will be added to this pot and roll over for up to 5 years.

Should the funds not be utilised at the end of 5 years (31/3/27) they will be returned to the General Fund.

The grants will be awarded once per year by consideration of the Tamworth Borough Council's Nominations and Grants Committee in June with the first meeting being June 2023 in order to allow time for any identified projects to be developed and evidence of need gathered.

In the event that no applications are received by this date, the fund will roll over and any underspend from the Community Grants budget will be added to the pot.

Applications will be considered up to the total available within the retained fund within any one year and must be fully costed with evidence of competitive quotation(s) in line with Tamworth Borough Council Procurement Policy and financial regulations.

Applications are competitive and the decision of the Nominations and Grants Committee is final.

Tamworth Borough Council Projects

Applications must include full budget costs, officer approvals, evidence of other stakeholder/community engagement and included in departmental service plans.

Proposals for ongoing sustainability/maintenance must also be included.

Other Statutory Organisations

Applications must include acknowledgement that the work can be delivered and that the project is sustainable.

Local Businesses

The project must be fully costed with full evidence of competitive quotations where appropriate.

Community and Voluntary Sector

Community/voluntary groups should be properly constituted prior to any submissionas a copy of the constitution will be required.

Applicants should have a bank account with at least two signatories.

Faith groups applying for grants should ensure that the activities they are offering are open to people from all faiths.

Successful applicants will only be considered for funding once in any given financial year.

Exclusions

Grants will **not** be given for:

- Work and projects of a party-political nature
- Travel and subsistence costs
- Guarantee against organisational loss
- Work and projects which are contrary to the Tamworth Borough Council Diversity and Equality policy
- Projects operated on a commercial or for-profit basis.
- The funding of organisations, projects or events which promote or condone extremist ideology, activities or terrorism.

Standard Conditions:

 Tamworth Borough Council will only pay grants on receipt of a completed Acceptance of Grant Form.

- Grants shall be used only for the purpose specified in the Notice of Confirmation, and immediate notification should be made to Tamworth Borough Council of any unavoidable changes or cancellations.
- The recipient is responsible for obtaining all licences, permission and insurance as may be necessary.
- Tamworth Borough Council cannot be held responsible for any debts or liabilities and will not be responsible for a third party.

All successful applicants will be required to complete 6 monthly progress reports and a final evaluation report at the end of the project.

Progress reports should be submitted to Communitysafety@tamworth.gov.uk and to the relevant ward councillor who will be responsible for monitoring the projects progress and reporting back to Cabinet within agreed timescale of project commencement.

Please return Application forms to: Communitysafety@tamworth.gov.uk

The last date for receipt of applications in the year 2022/23 will be 31st March 2023 with Applications being presented to Nominations and Grants Committee at the meeting held in June 2023.





Application Form for Community Infrastructure Levy Neighbourhood Funding Allocation

Financial Year 2022/2023

- 15% of our annual CIL income is available for ward members to direct towards nominated neighbourhood projects that they feel would benefit their community.
- Ward members are invited to submit <u>one project</u> per ward. Each financial year, a
 maximum of ten projects will be presented to Cabinet for discussion. Between one and
 ten of those projects may be selected to receive funding, dependant on the Council's
 allocative priorities.
- Only one member per ward is required to complete and submit the below form. However, all members for each respective ward must be in agreement of both the nominated project and the contents of the application form. No more than one application form per ward will be accepted.
- Under Regulation 59F of the Community Infrastructure Levy Regulations 2010 (as amended), nominated projects must be concerned with either:
 - (a) The provision, improvement, replacement, operation or maintenance of infrastructure within a ward, or
 - (b) Any further miscellaneous activities which assist in addressing the demands that development places on a ward.
- Any application must detail the perceived benefit(s) that the nominated project would bring to the ward and local community. This should be supported by evidence of consultation and engagement with local residents.
- Please provide as much detail as possible in this form. This will assist both the planning policy team and Cabinet in evaluating each proposed project, and determining where funding should be allocated.
- Please clearly detail the amount of CIL funding that you wish to apply for. In instances
 where the proposed project would be carried out by a third party, this figure must be
 supported by three separate quotations for the works.
- The following proforma is intended to act as an <u>expression of interest only</u>. Completed forms must be forwarded to <u>cil@tamworth.gov.uk</u> before applications close on <u>Friday 9th September 2022</u>.

Member Deta					
		n for authorisatio	n.		
Member name	:				
Ward:					
Project Detail					
	as much detail as	s possible regard	ing your propose	d project.	
Project name:					
Project descrip					
Please provide	an overview of yo	our proposed pro	ect.		
How will the n	roject henefit vo	ur ward?			
How will the project benefit your ward? In as much detail as possible, please explain how the residents of your ward will benefit from this project if					
					and how will you
, ,					e to any issues in your
ward that you fe	eel this project wo	ould address.			
Project Times					
	e anticipated time	escales for your p	proposed project.		
Start date:					
End date:					
Cost Details	(!				Union and a Company
					three quotations for itted alongside this
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sufficient.	. II tilo work is to	De carried out by	raniwonin Boro	agri Coarion, trici	TONG SUPPLION IS
Suppl	ier #1	Supplier #2	(if applicable)	Supplier	#3 (if applicable)
Name:	-	Name:		Name:	
Address:		Address:		Address:	
Contact		Contact		Contact	
Details:		Details:		Details:	
Total Cost:	£	Total Cost:	£	Total Cost:	£
CIL Grant Red					
		tions, please deta	il below the total	amount of CIL fu	nding that you wish to
apply for.		,			
Amount of CI	L funding	£			
requested:	J				
Community E	ngagement				
		ılts of community	engagement in r	egard to this proj	ect.
Community engagement and					
consultation u	ndertaken:				
Community res	sponse to the				
project:					

Futurity and Maintenance If applicable, please detail the nature and provision of maintenance required.
Will the project require ongoing
maintenance? (Yes/No)
If the answer is yes, please detail how the maintenance will be funded and who will provide the
ongoing maintenance.
Further Information
Please set out how equalities will be addressed by the proposal.
Additionally if you feel there is any further information and/or evidence which supports your application,
then please provide further details below.
Supporting information:
Declaration
 By signing below, I declare that: To the best of my knowledge and belief, the information I have given in this application form is correct.
 To the best of my knowledge and belief, the information rhave given in this application form is correct. This proposal, and the contents of this application form, have been reviewed and agreed by all fellow
members of my ward.
I have read and understood all of the terms outlined as part of this document.
Date:
Signature:
Print Name:

Please read the following details prior to submission:

- Please note that we can only accept applications from members. Applications must be sent to <u>cil@tamworth.gov.uk</u> prior to the application closing date on 9th September 2022. Regrettably, applications submitted after this date will not be considered.
- 2) Please ensure that the above proforma is filled out correctly with only relevant details. Applications with incorrect and/or missing details will unfortunately not be considered.
- 3) This application form is intended to act as an expression of interest only, and should not be taken as an agreement of a grant.
- 4) Each ward is limited to one application. All respective members must be in agreement of the nominated project and the contents of the proforma. This must be authorised by signing the declaration at the foot of the form.
- 5) Each financial year, a maximum of ten projects are eligible to receive a proportion of CIL neighbourhood funding. However, there are instances where it may be appropriate to allocate funding between fewer projects, subject to the agreement of Cabinet. This may relate to high-value and high impact projects, which are recognised to be of particular importance for a specific ward.
- 6) In instances where the work is to be carried out by a third party, the application form must be submitted alongside <u>three</u> quotations from three separate suppliers.
- 7) Officers in the Planning Policy team will be responsible for ensuring that all submitted proposals are compliant with Community Infrastructure Levy Regulations 2010 (as amended), with specific attention paid to Regulation 59F. The forms of compliant projects will then be circulated to Cabinet Members, who will undertake discussions regarding the quality of submissions, the spread of projects across the Borough and the budget available. Allocations will be at the discretion of Cabinet, with applications reviewed and either accepted or rejected on that basis.
- 8) If successful, the allocated funds will be transferred to the approved supplier on completion of the project, subject to an invoice being received in line with the relevant finance policies. If the project is related to open space works, then the funds will be transferred in house in line with the relevant finance policies.
- 9) By signing this form you are agreeing that, if successful in your application, the funds will only be used for the parameters of the project proposed. Tamworth Borough Council withhold the right to withdraw funding or request payback if any proportion of the funds are found to be directed towards activities which fall outside of the agreed terms.

Cabinet Thursday, 30 June 2022 Report of the Portfolio Holder for Skills, Planning and Waste

Exempt Information

None

Purpose

To agree a process for neighbourhood CIL spending.

Recommendations

To agree the approach to the distribution of neighbourhood CIL money.

Executive Summary

A Community Infrastructure Levy (CIL) has been in place in Tamworth since August 2018. Upto the 31 March 2022 the Borough Council have collected £396,859.19. A further £280,891.81 CIL income is expected from the Coton House Farm development with a number of other sites potentially contributing CIL income including the former Coop supermarket site in Wilnecote.

The relevant regulations for the collection and spend of CIL are the Community Infrastructure Levy Regulations 2010 (as amended) and they state that CIL income should be apportioned in the following way: 5% towards the administration of CIL, 80% towards strategic infrastructure which is currently prioritised as `regeneration projects' and 15% towards neighbourhoods projects.

The Council adopted the Community Infrastructure Levy at the Council meeting held on 17 July 2018 and resolved that a report covering the governance arrangements for CIL spending would be submitted to Cabinet. In part this was achieved with the Cabinet report dated 08 April 2021 which approved how the 5% would be spent in dealing with CIL administration. It also dealt with the 80% strategic component of the income by setting out that regeneration was the priority for the council.

The neighbourhood component of the CIL income had been addressed at a previous Cabinet in a report dated 18 February 2021 via recommendation 28 of the MTFS budget item: that the current funding of £35,000 held in the CIL neighbourhood reserve be released to create a budget in 2021/22 for Cabinet to allocate on a neighbourhood project basis.

There has been no allocation of CIL money in relation to the 2021/22 neighbourhood CIL budget by Cabinet.

On an annual basis there is a Government requirement to publish an Infrastructure Funding Statement (IFS) which the Borough Council approves through Cabinet. The statement and Cabinet report seeks to reaffirm strategic spend priorities, the neighbourhood spend budget and to approve the publication of the IFS. The statement provides an annual account of any Section 106 or CIL money collected, any spending, and an indication of which projects have money assigned to them; the purpose of which is to improve CIL reporting to ensure that spend is accountable and transparent.

At the 02 December 2021 Cabinet it was agreed that a further £6,208.10 be added to the neighbourhood projects budget for 2022/23. Cabinet also agreed that the process for member involvement and the spend of CIL is clarified by the relevant Portfolio Holder and a process is created where members under the right criteria, can apply for funding. This recommendation was the direct result of the Infrastructure, Safety and Growth Committee scrutinising the IFS prior to the Cabinet meeting.

Neighbourhood Spending Regulations

The CIL regulations impose a duty on the collecting authority to pass a proportion of CIL receipts to local councils. Where an area is parished, subject to certain restrictions, this means that 15% of CIL receipts must be allocated to the parish where the chargeable development occurred, or 25% if there is a neighbourhood plan in place. Unlike most authorities Tamworth Borough Council is not parished and additionally the Borough Council does not have any neighbourhood planning groups. Where this is the case regulation 59F states:

The charging authority may use the CIL to which this regulation applies, or cause it to be used, to support the development of the relevant area by funding—

- (a) the provision, improvement, replacement, operation or maintenance of infrastructure; or
- (b) anything else that is concerned with addressing the demands that development places on an area.

For the purposes of this regulation, "relevant area" is defined as *that part of the charging authority's area that is not with the area of a local council* which, in the case of Tamworth, is the whole of the borough.

Planning Practice Guidance provides some clarification that where there is no parish or town council in an area the charging authority should retain levy receipts but should engage with communities where the development has occurred and agree with them how best to spend the neighbourhood funding. Charging authorities should use existing community consultation and engagement processes (e.g. using networks that ward councillors use). Crucially this consultation should be at the

neighbourhood level. It should be proportionate to the level of levy receipts and the scale of the proposed development to which the neighbourhood funding relates.

As a result of there being no local councils in Tamworth, the options for spending the community proportion are more complex than for the other elements of CIL. The Council must determine where and what the money is spent.

This report seeks to establish an approach that is both compliant with guidance and is also proportionate. The way in which CIL money is allocated can then be published in the Borough Council's Infrastructure Funding Statement.

A charging authority must apply CIL to funding the provision, improvement, replacement, operation or maintenance of infrastructure to support development in their area. According to the guidance the levy can be used to fund a wide range of infrastructure, including transport, flood defences, play areas, open spaces, parks and green spaces, cultural and sports facilities, healthcare facilities, academies and free schools, district heating schemes, police stations and other community safety facilities.

In line with CIL guidance it is proposed that the approach is not too elaborate or overly complicated.

Proposed approach to Neighbourhood CIL Spending.

Following further discussion with Cabinet Members it has been determined that Cabinet would like to assign the neighbourhood CIL funding and be the determining vehicle for that process.

Ward Members will be invited to submit one proposal from each Ward, ten in total, to Cabinet for discussion and allocation on an annual basis. Appendix A provides a proforma to capture information required so that Cabinet Members have enough understanding to be able to discuss the submitted projects, including an assessment against the corporate vision and objectives, the type of infrastructure to be funded, the amount required to deliver the project, the reason for putting the project forwards, any evidence of engagement or community support and how the project will be delivered.

Members will be required to submit their expressions of interest by the end of July each year to officers in the planning policy team, who will ensure that projects are compliant with CIL legislation. Forms will be circulated to Cabinet Members who will undertake discussions based upon the quality of submissions, the spread of projects across the Borough and the budget available. The outcome of discussions will be reported at Cabinet as soon as possible, the results of which can be reported in the December IFS.

The IFS will need to record the allocation of neighbourhood CIL funding and ultimately also report on the project when the funding has been spent.

Following a discussion by the Infrastructure Safety and Growth committee a further clarification and step within the process is required. If Ward Members are unable to agree on which project to put forwards firstly there should be a vote between the three Ward Members. If there is majority support for one project, only that project will go forward to Cabinet, if there is no majority support by the ward councillors for a single project, then the Cabinet will make the decision on their behalf.

Timetable

- Submission of expressions of interest to Planning Policy Team to check that projects are CIL compliant. *End of July.*
- Cabinet Members consider projects submitted including their own priorities.
- Report to Cabinet in October.
- Incorporation of detail into Infrastructure Funding Statement and delivery of report to Scrutiny and then Cabinet by the end of the calendar year.
- Publication of the IFS by 31 December.

In the financial year 22/23 due to the need to agree these new governance arrangements around neighbourhood CIL spending, the timetable will be compressed so that expressions of interest are made by Ward Members by Friday 9 September to allow the above process to conclude by the end of the year.

Options Considered

The CIL guidance is clear that spending neighbourhood CIL money should be supported by community engagement and existing consultation which naturally lends itself to Ward member networks with their communities.

However, in terms of distribution, the neighbourhood CIL pot does not have a high value attached to it. Options that split the money evenly between Ward members or indeed evenly amongst Wards will lead to the funding of a lot of very small projects. The consequence of these options is that the money will have a low impact and also generate a lot of administrative work managing the funding and tracking progress.

Whilst Wards will be offered the opportunity to apply for funding it could be the case that a single project is put forwards that Cabinet determine to be high impact, high value and exactly what is required for a particular neighbourhood. It is therefore possible that with the scheme as described, that Cabinet determine that only one project receives money in a single year, or as many as ten, to reflect one project from each Ward. The option proposed delivers maximum flexibility.

Resource Implications

The Planning Policy team will need to distribute the CIL proforma, check that projects proposed are eligible and continue to track projects that are allocated funding through to completion for the purposes of the IFS.

Financials

The total pot currently available is £59,529.50 for spend in the financial year 2022/23. Any additional income received will be reported in the IFS which will signed off in December and form part of the budget for 2023/24.

If there isn't much money in the neighbourhood CIL pot in any future year, then Cabinet may make the decision not to run the funding for a year or two until the money has built up again to a level that makes applying for it, viable. The money that is available is completely reliant on development that comes forwards.

Legal/Risk Implications Background

The relevant regulations are the Community Infrastructure Levy Regulations 2010 (as amended). The implications of the Regulations and associated guidance are set out in the relevant parts of this report.

Equalities Implications

A question will be added to the application form asking members to set out how equalities will be addressed by the proposal.

Environment and Sustainability Implications (including climate change)

The proposals set out relate to the delivery of infrastructure to support the sustainable development of Tamworth in line with the objectives of the Local Plan. There are no additional sustainability implications as a result of the proposals set out in this report.

Background Information

- 17 July 2018 Full Council Report of the Portfolio Holder for Heritage & Growth – Community Infrastructure Levy
- 18 February 2021 Cabinet and 23 February 2021 Full Council Report of the Leader of the Council - Corporate Vision, Priorities Plan, Budget & Medium Term Financial Strategy 2021/22
- 08 April 2021 Cabinet Report of the Portfolio Holder for Regulatory & Community Safety – CIL Spending
- 02 December 2021 Cabinet Report of the Portfolio Holder for Regulatory & Community Safety - Infrastructure Funding Statement 2020/21

Author: Anna Miller/Richard Powell



Agenda Item 10

CABINET

30th June 2022

Report of the Portfolio Holder for Voluntary sector, Town Centre, Evening economy & Community Safety

Tamworth Borough Council Grant Schemes

EXEMPT INFORMATION

None

PURPOSE

To inform Members of the Community Grants, Councillor Grants, and Festive Grants awards made during 2021/22

RECOMMENDATIONS

That the Cabinet endorses the outturn of the Nomination and Grants Sub-Committee

EXECUTIVE SUMMARY

Tamworth Borough Council operates small grant schemes designed to encourage community and voluntary groups to develop in Tamworth and to support the delivery of the Council's vision and corporate priorities.

Tamworth Borough Council currently has three small grant schemes: -

- 1) Community Grants,
- 2) Councillor Community Grants
- 3) Festive Grants.

Applications are therefore invited from any group or individuals living within the Borough of Tamworth who require financial support to pursue services/ activities.

The Nominations and Grants Committee meets on a quarterly basis to consider grant applications from voluntary organisations, local arts, and sports organisations. This report is to provide Members with details of awards made during 2021/22.

RESOURCE IMPLICATIONS

The grant applications received have been met from the 2021/22 Community Grants, Councillor Grants and Festive grants budgets as follows:

LEGAL/RISK IMPLICATIONS BACKGROUND

There are no staffing, community/performance planning, sustainable development, community safety, equal opportunities or human rights implications arising from this report.

There are no associated risks arising directly from the report.

SUSTAINABILITY IMPLICATIONS

All grants are monitored, and outcomes reported via the Council's performance management framework.

BACKGROUND INFORMATION

UPDATE ON COMMUNITY GRANTS AWARDED TO VOLUNTARY AND COMMUNITY ORGANISATIONS 2021/2022

During the period 1st April 2021 - 31st March 2022 a budget of £18,590 was allocated, £7,992.47 of awards were granted to the groups listed in Appendix 1 and a further budget of £850 was transferred to the Festive Grants thus leaving an underspend for this budget of £9,747.53

UPDATE ON COUNCILLOR COMMUNITY GRANTS AWARDED 2021/2022

During the period 1st April 2021 - 31st March 2022 a budget of £9,000.00 was allocated, £9,000.00 of awards were granted to the groups listed in Appendix 1

UPDATE ON FESTIVE GRANTS AWARDED 2021/22

During the period 1st April 2021 – 31st March 2022 a budget of £3,000.00 was allocated with £3,850.00 of awards granted to the groups listed in Appendix 1(The additional budget of £850 was transferred over from the underspend in Community Grants budget GS1002 31551)

Tamworth Borough Council offer a wide range of grants and information is available online via-https://www.tamworth.gov.uk/grants

REPORT AUTHOR

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LIST OF BACKGROUND PAPERS

Cabinet Report on 29th July 2021 – Tamworth Community Grants Process Cabinet Report on 12th November 2020 – Tamworth Borough Council Grants Process

APPENDICES

APPENDIX 1
Grants Awarded from April 2021 – March 2022

Grant Type	Beneficiary	Purpose of expenditure	Grant amount
Community	Belgrave Community Allotment & Garden	Public liability insurance & garden implements & Cuprinol	£492.47
Community	Dosthill Park Wildlife Group	Creation of a hedgerow, purchase of various hedge species, gloves & equipment	£500.00
Arts	Sharon Rose Author Project (SARP)	To stage a play	£500.00
Arts	Tamworth Literary Festival	Printing an anthology of short stories from the annual competition	£500.00
Community	Tamworth and Lichfield Sea Cadets	The purchase of 2 kayaks	£1,000.00
Community	The Hygiene Bank – Tamworth Branch	Purchasing toiletry and household cleaning items in bulk for needy families	£1,000.00
Community	Belgrave Community Allotment & Garden	to create a picnic area, and a seating area for the volunteers, space for multi- purpose workshop, potting facility, place to rest, learning space	£ 1,000.00
Community	New Urban Era	The grant will be used towards match funding for Nue Arts Council England	£ 2,000.00
Community	St George's Church Pre-School	Healthy food options for snacks, improved publicity to assist recovery and resilience from Covid-19,extra heating costs, extra cleaning costs	£ 1,000.00
Councillor	The Hygiene Bank	Purchasing toiletry and household cleaning items in bulk for needy families in the Tamworth area	£300.00
Councillor	Trussell Trust food bank Glascote	to ensure sufficient supplies for the clients of Tamworth foodbank and to aid in the signposting and support to other relevant agencies in the town	£300.00
Councillor	Headway	to support workshops, pay for room hire, support education and training such as conductive education.	£600.00
Councillor	1st Tamworth Company, The Boys Brigade	To rebuild Company funds for the new season Sept2l to Aug 22 and enable us to develop a programme of special activities to attract new members.	£300.00
Councillor	3rd Wilnecote Scout Group	to furnish and carpet a room to create a warm and welcoming safe space that our young members can use.	£600.00
Councillor	Civic society	"To fund a commemorative blue plaque for the home of Harry Hibbs (1906-1984)	£300.00

Grant Type	Beneficiary	Purpose of expenditure	Grant amount
		as fitting recognition of the famous Tamworth man who played football for Wilnecote, Tamworth, Birmingham, and England	
Councillor	St George's Church Preschool	Healthy food options for snacks, improved publicity to assist recovery and resilience from Covid-19,extra heating costs, extra cleaning costs	£300.00
Councillor	Heart Of Tamworth	To purchase supplies for our hot community shop which enables people to buy food at discounted prices.	£300.00
Councillor	Tamworth Bowls / Places of Welcome	to create the opportunity to open places of welcome the whole year	£300.00
Councillor	SAGE	to start a volunteer project within Tamworth	£300.00
Councillor	Belgrave Allotments	Promotional items to advertise for volunteers	£200.00
Councillor	St Peters Church	Money towards the food pantry within the church	£100.00
Councillor	Tamworth District Scouts	Any grant awarded will be used towards the purchase of a computer.	£300.00
auncillor BGE	Heart Of Tamworth	To purchase supplies for the community shop which enables people to buy food at discounted prices.	£300.00
Q uncillor	Pathway	The grant will be used to purchase materials that can be handed out to service users and local agencies.	£300.00
Councillor	Community Children Count	To provide free events for families of all backgrounds to bond without stress and financial worries.	£300.00
Councillor	Community Children Count	To create a safe place for children with disabilities.	£150.00
Councillor	Tamworth Boxing	The grant will be spent on cleaning supplies for COVID protection.	£150.00
Councillor	Tamworth Radio	To enable the Station to continue to operate and provide a great source of information to the local community.	£900.00
Councillor	New Urban Era	The grant is expected to support 3 workshop sessions	£450.00
Councillor	Changes	To deliver workshops and peer support groups	£450.00
Councillor	Changes	To deliver workshops and peer support groups	£300.00
Councillor	St Paul's Youth and Children's Group, Dosthill	Equipment to record people's memories of Dosthill.	£600.00

Grant Type	Beneficiary	Purpose of expenditure	Grant amount
Councillor	Better Way recovery	To continue with outreach work in the area.	£300.00
Councillor	3rd Wilnecote Scout Group	To furnish and carpet a room to create a warm and welcoming safe space that our young members can use.	£300.00
Councillor	3rd Wilnecote Scout Group	Purchase of Bingo prizes for each of the 3 sections (beavers, Cubs and scouts) and xmas party items	£300.00
Festive	Community Together CIC	Breakfasts & Lunch with Santa	£1000.00
Festive	Tamworth Food Bank	To provide up to 150 festive frozen food parcels to families and individuals with insufficient funds during the festive period.	£1000.00
Festive	Home Start	To provide a Christmas celebration for new and current volunteers and help with parental mental health and safeguarding children.	£500.00
Feytive	Number Eight	A traditional Christmas meal for the young mothers, staff and volunteers.	£500.00
stive	Heart of Tamworth	A Christmas meal for the homeless and isolated on Christmas Day	£250.00
O Festive	Cameo	Towards 22 residents in the Wilnecote area a Christmas Lunch.	£100.00
Pestive	Wilnecote Congregational Church	Carol Service for the manor house residents	£100.00
Festive	Community Children Count	Christmas activities.	£100.00
Festive	Rotary Club of Tamworth	For upkeep and use of the Rotary Christmas Sleigh	£300.00



Agenda Item 12

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Government Act 1972.





Agenda Item 13

By virtue of paragraph(s) 1, 2, 3, 4 of Part 1 of Schedule 12A of the Local Government Act 1972.















