



ADUR & WORTHING
COUNCILS

Joint Strategic Committee
10 July 2018
Agenda Item 15

Key Decision No
Ward(s) Affected: Manor

**Use of s106 Funding to help provide a cover for the outdoor swimming pool at
Globe School**

Report by the Director for the Economy

Executive Summary

1. Purpose

- 1.1 This report seeks additional funding for the Globe School towards the provision of a cover and improved facilities for its existing outdoor swimming pool.
- 1.2 The Committee had previously agreed to make a contribution of £15,000 in March 2018, however, following an unsuccessful funding bid the school is still short of £30,000 towards the project despite extensive fundraising and support from the local community and other organisations.
- 1.3 The request is to use some of the remaining s106 agreement funding secured from the Brighton and Hove Albion AFC First Team and Training Ground development to improve football and general sport provision in Lancing and across the District.

2. Recommendations

- 2.1 The Joint Strategic Committee agrees to the request for a further £30,000 contribution towards the provision of a covered swimming pool

(subject to the school entering into a community use agreement as part of any grant funding agreement); and,

- 2.2 That the decision to enter into the relevant grant funding agreements be delegated to the Head of Planning and Development in consultation with the Adur District Council Executive Member for Regeneration.

3. Context

- 3.1 In 2013 planning permission was granted for Brighton and Hove Albion FC (B&HAFC) to build a new First Team Training and Academy Facility on land originally passed to Adur District Council for use as sports pitches. This land was originally transferred to Adur's ownership in connection the granting of planning permission for an 18 hole golf course on adjoining land. To compensate for the loss of formal open space a s106 agreement was entered into with the Club requiring community use of the new Training Facility and a financial contribution of £1.35 million towards improving sports facilities across the District.
- 3.2 The s106 agreement entered into with the Club provides £700,000 towards the provision of a 3G pitch (Third Generation Artificial Grass Pitch) to include fencing, floodlighting and changing rooms and £650,000 towards the cost of provision/enhancement of other off site leisure facilities in Adur.
- 3.3 A Working Group consisting of the Leader and Executive Members for Regeneration and the Environment was set up following the grant of permission for the training facility to discuss the optimum location of the off-site AGP and to assess other projects to benefit sport and leisure facilities across the District. The Working Group has recommended and JSC has subsequently agreed to a number of awards as set out in the table below.
- 3.4 Planning permission was granted for the pool cover at the Globe School in October 2017. Subsequently the Working Group visited the site and supported the request for a contribution of £15,000 towards the pool cover subject to further details of the level of community use.

- 3.5 At its meeting on the 6th March 2018 the Joint Strategic Committee agreed to the request from the Globe School for £15,000 towards the provision of the cover for its outside pool. It was anticipated that other funding bids would secure the remainder of the the funding still required.
- 3.6 The Joint Strategic Committee, following the recommendations of the Working Group, have agreed to spend the s106 on the following schemes:

	£
Sir Robert Woodard Academy - contribution towards the off-site training facility. Works nearing completion.	700,000
Croshaw Recreation ground changing rooms. Clubhouse built.	25,000
Buckingham Park Pavilion. Match funding proposal with Shoreham Rugby Club - funds still being raised for new Clubhouse.	150,000
Wadurs changing rooms - to secure improvements. The scheme is due to start on site this year.	100,000
Southwick Tennis Courts contribution towards improvements of courts and possible floodlighting. Options still being assessed.	150,000
Southwick Cricket Club - Contribution towards the provision of new cricket nets. Completed.	10,000
Lancing Parish Council for provision of skateboard park. Skateboard Park completed.	100,000
Sir Robert Woodward Academy - contribution towards CCTV 3G facility	5,000
Globe School - contribution towards the provision of a swimming pool cover	15,000
Total funding allocated to date	1,255,000
Unallocated funding	95,000
Total funding received	1,350,000

3.7 Following the above awards there is **£95,000** unallocated. This has not been allocated up to now pending confirmation of the final costs of the schemes in progress. However, the overall cost of the 3G facility at Sir Robert Woodard has come in within budget and therefore there is funding available. There are also some doubts about the ability to secure match funding for the new Buckingham Park pavilion.

4.0 Proposals

4.1 Following an unsuccessful funding bid (due to the criteria changing part way through the bidding process) the Leader was alerted to the fact that the project was still short by approximately £30,000 and there was a risk that work would be delayed. As a result, your Officers were requested to review the situation and assess whether additional funding could be made available.

4.2 The Committee in March was provided with a draft schedule of community use which highlighted the Heads commitment to maximise the use of the facility to benefit the local community.

5.0 Issues for consideration

5.1 The Working Group has been keen to ensure that a range of projects are supported across the District and that the funding where possible is used as match funding to increase the overall level of investment to support sport and leisure activities. The benefits of promoting physical activity to increase health and wellbeing are well known and so far a wide range of sports activities have benefitted from the funding.

5.2 The existing outside pool at the Globe School is under utilised and causes maintenance issues for the School. The proposed cover would be a significant benefit to the children attending the School as well as helping others in the community to learn to swim as well as allowing for community use. An additional award of £30,000 would ensure the delivery of this important project and ensure that the community use envisaged is delivered as indicated.

6.0 Engagement and Communication

6.1 The Globe School has been actively engaging with its parents and the local community to raise funds and it is a good example of a community

led approach which maximises the scope for local fund raising from various sources.

- 6.2 The current funding position is that the School needs a total of £128,489 and it has already raised approximately £90,000 (including the £15,000 previously agreed by JSC) with local fundraising and small grants including from Lancing Parish Council, Sompting Big Local and Tesco Bags for Life. With the Councils further contribution the total required would be reached and the project would be able to start on site.

7.0 Financial Implications

- 7.1 There are no ongoing financial implications for the Council as all ongoing maintenance costs for the projects would fall to the School and Academy.
- 7.2 Prior to any award of funding to Globe School, the Council had £110,000 of S106 receipts which remained unallocated. The revised funding for the pool cover would reduce the remaining total held to £65,000 with a total allocated to Globe School of £45,000.

8.0 Legal Implications

- 8.1 s1 of the Localism Act 2011 empowers the Council to do anything an individual can do apart from that which is specifically prohibited by pre-existing legislation.
- 8.2 A grant is a gift of funds for specific purposes. The use of the s.106 monies as proposed in this report is not prohibited by any pre-existing legislation and is in accordance with the provisions of the s.106 Agreement entered into with the Club.
- 8.3 The Council may approve an award of grant funding for specific purposes as recommended in this report, although the Council must ensure that the provisions of the grant funding agreement do not create a public contract as defined by the Public Contract Regulations 2015 by requiring any works or services in exchange of the funding for the benefit of the Council.
- 8.4 The Council must ensure that the arrangement with the grant recipients does not offend the rules against state aid, which prohibit public bodies from favouring certain undertakings and distorting competition and ought

to reasonably enquire into any previous aid received by the intended grant recipients and assess each recipients previous grand aid on an individual basis.

Background Papers

S106 Agreement signed with Brighton and Hove Albion FC (AWDM/0205/12).
Planning permission for covered swimming pool at The Globe School, Lancing (AWDM/1204/17).

Adur and Worthing Open Space, Sport and Recreation Study (2014)

Officer Contact Details:-

James Appleton
Head of Planning and Development
01903 221333
james.appleton@adur-worthing.gov.uk

Sustainability & Risk Assessment

1. Economic

- 2.1 The financial contribution together with other local fundraising will provide investment into school facilities and help generate funds to maintain the pool in the future.

2. Social

- 2.1 **Social Value** - the provision of improved leisure facilities will enhance educational provision, help develop new skills and promote healthy living.
- 2.2 **Equality Issues** - These have been taken into account by the school and the proposal would include facilities to enable access by all.
- 2.3 **Community Safety Issues (Section 17)** - the proposed has been designed to take into account crime issues and the school has ensured that public access to the school grounds are restricted.
- 2.4 **Human Rights Issues** - any impacts on human rights for those living near the pool were covered through the planning process.proposed

3. Environmental

- 3.1 The covering of the pool would reduce the costs of maintaining the facility and help to retain heat

4. Governance

- 4.1 There are no Governance issues with the proposed funding requests.