

Area Committee 6

25th September 2023



Report of: Ellie Stevens, Community Resources Manager

Title: Area Committee 6 First Formal Meeting 2023/24

Ward: Area Committee 6 wards: Bishopsworth, Filwood, Hartcliffe and Withywood, Hengrove and Whitchurch Park, Stockwood

Member Presenting Report: Councillor Richard Eddy

Recommendations

1. Note the progress update on previously-approved AC projects and the publication of 6-monthly updates published on BCC webpage (Item C)
2. Note the CIL and S106 monies available at 31st August 2023 (Item E)
3. Note the Outline Proposals submitted this year, and BCC Officer comments on these
5. To consider which Outline Proposals falling within the Neighbourhood Development Plan area of Hengrove and Whitchurch Park to invite to Stage 2 full project proposal
6. To consider the approval of funding for the Proposals submitted for consideration, including any conditions which the committee may wish to attach (Item F)
7. To note the legal information concerning the Public Sector Equality duty in reaching all its decisions (Item H)

Summary

This report sets out the available funds for allocation by Area Committee 6, and lists the proposals to be considered at the meeting of the Committee on 25th September 2023.

The significant issues in the report are:

- Area Committee 6 is in deficit of general CIL funding for 2023/24.
- Councillors are asked to consider Outline Proposals that fall within the Neighbourhood Development Plan area of Hengrove and Whitchurch Park
- Councillors are asked to consider a full proposal for S106 tree funding
- Councillors are asked to consider a full proposal for S106 for Filwood Cultural Hub and Library

A. Background

1. Six Area Committees were approved at the Full Council meeting on 20th March 2018 to hold delegated decision-making powers over non-earmarked Section 106 and local Community Infrastructure Levy (CIL) funds.
2. Area Committee 6 consists of the councillors representing the wards of Bishopsworth, Filwood, Hartcliffe and Withywood, Hengrove and Whitchurch Park, and Stockwood.
3. Each Area Committee will meet formally twice a year to make decisions on the awarding of local CIL and S106. 15% of CIL generated within each Area Committee area is available for spend. Those parts of an Area Committee which have a formally adopted Neighbourhood Development Plan receive 25% of the CIL generated within the defined border of their Plan to support their identified infrastructure priorities.
4. Information about Area Committees, CIL and S106 processes can be found on the BCC website at: <https://www.bristol.gov.uk/people-communities/local-decision-making>

B. Terms of Reference

5. The Area Committee Terms of Reference were approved at Full Council on 20th March 2018 and adopted at the 2018 Area Committee on 3rd October 2018.
6. The Area Committee Terms of Reference were updated in August 2023 with the following clause:
 4. Procedure rules Meeting arrangements
 - 4.1 Area Committee meetings will normally be held twice a year. These meetings will be supported by Democratic Services

C. Progress update on CIL & S106-funded projects approved at previous Area Committee Meetings

7. Progress updates are published every six months on previous schemes approved by the Area Committee. The latest was published in August 2023. The next will be published in February 2024. Updates can be found at: <https://www.bristol.gov.uk/people-communities/area-committee-progress-updates>

D. Allocation of CIL and Section 106 Funds

8. A timetable and process for developing Outline and Full Proposals for funding from CIL and S106 resources for 2023 was agreed and started in April 2023. Councillors have worked with their communities to identify potential projects. As AC6 is in deficit of general CIL funds to allocate, no prioritisation of proposals has taken place and these will not be considered at this meeting, with the exception of those which fall within the Hengrove and Whitchurch Park NDP area.
9. This meeting will focus on decision-making on tree replacement using earmarked Section 106 funds, which can be planted in good time when the winter planting season begins and which would be unacceptably delayed if decisions were put back to the February Area Committee meeting.

- 10. These S106 Tree proposals are presented for decision by the Area Committee in this paper.
- 11. The cost of replacement tree planting is: £1,041.66 per tree
- 12. The Committee will also consider time-sensitive S106 funding (see below).

E. CIL and Section 106 Monies available to Area Committee 6 at 31st August 2023

- 13. CIL available:
At the end of 31 August 2023 there was an overall sum of £59,925.57 available to Area Committee 6, which breaks down as follows:
 - For General AC6 expenditure: -£1,745.52
 - For Hengrove Neighbourhood Development Plan expenditure: £61,671.09

See Appendix 1

- 14. Section 106 available:
At the end of 31 August 2023 there was a total of £53,573.08 uncommitted Section 106 agreement monies available for AC6, of which £1,315.46 is designated specifically for tree planting and tree replacement.

- 15. All S106 agreements are legally bound to be spent according to the Purpose of the Contribution so can only be approved for projects which met these conditions.

- 16. The Committee is asked to note that the following **time-limited S106** is at risk if not allocated:

Permission / Site / S106 Code	Contact Officer	Contribution value	Time limit	Purpose of contribution	Allocations
12/00352 / Filwood Park, Hengrove Way, Filwood	Kate Murray (Head of Libraries)	£24,097.48	7 Nov 24	The provision of library services in the area covered by the Knowle West Regeneration Framework	None

See Appendix 2

- 17. The Committee is asked to note that there is £20,000 **time-limited S106** available until 28th November 2023:

Permission / Site / S106 Code	Contact Officer	Contribution value	Time limit	Purpose of contribution	Allocations
17/03943/ Hengrove Park (Phase 1), Whitchurch Lane, Hengrove	Mark Sperduty (Area Highways Manager)	£20,000	28 Nov 23	The provision of any of the following: (a) the Airport Road cycle route and the Filwood quiet way;	None

				<p>(b) upgrading pedestrian crossing facilities on Whitchurch Lane;</p> <p>(c) relocation of the existing Zebra Crossing on Airport Road; and</p> <p>(d) the provision of a “set down” only bus stop on The Boulevard opposite the Skills Academy bus stop.</p>	
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Comments from Transport: £20,000 is not sufficient to deliver any of the proposed works. This funding could be combined with CIL to deliver proposal AC623P95- Whitchurch Lane and Whitchurch road traffic (see Appendix 3), however the Committee are asked to note the current deficit of general CIL funding.

F. 2023 Stage 1 Outline Proposals submitted for consideration

18. 22 Outline Proposals were submitted to Area Committee 6 for consideration, as follows:

Ward	Number of Outline Proposals submitted
Bishopsworth	2
Filwood	2
Hartcliffe & Withywood	6
Hengrove and Whitchurch Park	5
Multiple Wards	2
Stockwood	5

See Appendix 3

19. The Committee is asked to note that a proposal was submitted to Area Committee 6 as part of a city wide initiative for the installation of Defibrillators.

20. As Area Committee 6 is in deficit of general funds, these proposals will not be considered at this meeting and will be deferred for consideration when funds are available.

21. The Committee is asked to consider the following Outline Proposals that fall within the Neighbourhood Development Plan area of Hengrove and Whitchurch Park:

Outline Proposals received for Hengrove and Whitchurch Park ward – 2023/2024

Project Code	Project Type	Name of organisation / person	Project Title	Brief description of the project	CIL amount requested (£)	S106 Amount Requested (£)	Notes from BCC Officers
AC623P28	Community	Learning Partnership West (LPW)	New play structures - The Hideout	New play structures as identified by CYP during consultations. The project location is The Hideout, at Teyfant Road Adventure Playground (APG). This is Bristol's first APG in South and requires the ongoing support to ensure CYP safe play space continues to be fun, engaging and somewhere they want to come after school. It plays a key role in providing diversionary activities for CYP and a positive solution to early intervention, accessing support and reducing anti-social behaviour application. We request capital investment to build additional play structures on the site.	£15,000		
AC623P58	Parks	Dundry and Hartcliffe Wildlife	Maidenhead Rd open space	The aim of the project is to open up this	£6,000 <i>NB: BCC cost</i>		<i>Parks:</i> The Parks Service is in support on this

		Conservation group		area for local people to use for play, exercise and relaxation with related well-being benefits. And to work with local people to help them understand the wildlife value of the habitat in this area.	<i>estimates higher</i>		proposal. Total project cost £14,960 capital £13,069 commuted sum £1,891. To provide a 4m wide field gate to allow machinery access, to extract and dispose of fly tip waste within the scrub, to tractor side arm grass pathways and to create recreational grass area and enhance habitat diversity.
AC623P97	Community	Hartcliffe City Farm	Play Facilities at Hartcliffe City Farm	Huge advances have been made in regenerating the Hartcliffe City Farm site. An area that is still lacking is facilities for children's play. The project will install a nature-based play space on the site making it more attractive to children and complementing other facilities in the neighbourhood.	£30,000		<i>Community Resources:</i> The organisation has been awarded £132k from the Community Resilience Fund for the refit two studio spaces for rental to third parties and barn refurb
AC623P105	Parks	Cllr Tim Kent	Park Benches	To deliver between 4-6 new park benches in green spaces around Hengrove and Whitchurch park ward – locations to be agreed between	£10,000 <i>NB: BCC cost estimates higher</i>		<i>Parks:</i> The Parks Service is in support of this proposal. Total project cost £16,005 capital £13,966 commuted sum £2,039. Proposal: provision and

				Parks Officers and the ward councillors.			maintenance of 6 no. metal seats
AC623P106	Transport	Cllr Tim Kent	Totshill Drive Road Safety Scheme	Residents have made complaints about speeding traffic. They are also aware of the proposed road safety scheme at neighbouring Shortwood Rd. This scheme would look to extend that scheme into Totshill Drive and deliver speed cushions to slow traffic.	£60,000 <i>NB: BCC cost estimates higher</i>		<i>Transport:</i> We recommended when the Shortwood Road scheme was proposed that a wider scheme including Totshill Drive should be considered due to the likely re-routing of traffic. This could therefore be added to that existing scheme so that this is installed at the same time to reduce the impact of one on the other. £75,000.00

22. Recommendation: That the Area Committee considers which Outline Proposals falling within the Neighbourhood Development Plan area of Hengrove and Whitchurch Park to invite to Stage 2 full project proposal

G. 2023 Stage 2 Full Project Proposals: for decision

23. Proposal 1: Tree Bristol Tree Planting Proposal

Name of project proposal	Delivery group	Ward and site	Full Proposal £ delivery cost	CIL requested	S106 requested and the codes
Tree Bristol Tree planting	TreeBristol – Bristol City Council	Hartcliffe & Withwood – Bishport Avenue	£ 1041.66	N/A	£ 1041.66 (17/03719; 17/05816; 16/00833)

See Appendix 4

24. Recommendation: That the Area Committee considers the project proposal submitted and whether to approve full or partial funding to deliver this project or not.

25. Proposal 2: BCC Filwood Cultural Hub and Library

Name of project proposal	Delivery group	Ward and site	Full Proposal £ delivery cost	CIL requested	S106 requested and the codes
Filwood Cultural Hub and Library	Bristol City Council	Filwood Broadway	£10.9m	N/A	£24,652.56 (12/00352/Filwood Park, Hengrove Way, Filwood)

See Appendix 5

26. Recommendation: That the Area Committee considers the project proposal submitted and whether to approve full or partial funding to deliver this project or not

H. Equalities/Public Sector Equality Duty: Legal Information

27. When councillors decide how CIL and Section 106 is spent they should have due regard to the Public Sector Equality Duty that applies to all public bodies. This duty is contained in the Equality Act 2010 and came in to force on 6 April 2011. It replaces previous equality duties under the Sex Discrimination, Race Relations and Disability Discrimination Acts.

28. The duty means that councillors are required to have due regard to the need to:

- Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited under the Act
- Promote equality of opportunity between different groups
- Foster good relations between people from different groups

29. The duty covers the following protected characteristics:

- Disability
- Sexual orientation
- Age
- Gender reassignment
- Religion and belief
- Sex
- Race
- Pregnancy and maternity
- It also applies to marriage and civil partnership, but only in respect of the requirement to eliminate discrimination and harassment.