

Area Committee 4

26 October 2023



Report of: Ellie Stevens, Community Resources Manager

Title: Area Committee 4 First Formal Meeting 2023/24

Ward: Area Committee 4 wards: Ashley, Central, Lawrence Hill, St George Central, St George Troopers Hill, St George West, Easton

Member Presenting Report: Councillor Fabian Breckels

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. Consider whether to approve the change of use of funds request for Meadow Vale Park improvements (Item D)
3. Note the CIL and S106 monies available at 30th September 2023 (Item E)
4. Note the Outline Proposals submitted this year, and BCC Officer comments on these
5. Consider which Outline Proposals to invite to Stage 2, to submit full project proposals (Item G)
6. Consider the approval of funding for the Proposals submitted for consideration, including any conditions which the committee may wish to attach (Item H)
7. Note the legal information concerning the Public Sector Equality duty in reaching all its decisions (Item I)

Summary

This report sets out the available funds for allocation by Area Committee 4, and lists the proposals to be considered at the meeting of the Committee on 26 October 2023.

The significant issues in the report are:

- Area Committee 4 has £808,084.48 of CIL available to allocate, of which £374,462.67 is earmarked for the Old Market Neighbourhood Development Plan area.
- Councillors are asked to consider 34 Outline Proposals to invite to Stage 2
- Councillors are asked to consider one full project proposal for S106 tree funding

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 4 consists of the councillors representing the wards of Ashley, Central, Easton, Lawrence Hill, St George Central, St George Troopers Hill, and St George West.
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. Request for change of use of funds – Meadow Vale Park Improvements

8. BCC Parks has asked the Committee to consider a change of use of funds for a Neighbourhood Partnership project for Meadow Vale Park. The original allocation of £37,600 S106 in 2017 was to instal a Pump track. However, the presence of drains under the proposed track site has delayed delivery. The community would like to use the funding to upgrade the play area and add to the outdoor gym area.
9. **Recommendation: That the Area Committee considers whether to approve this change of use in funds, and any conditions it may wish to attach.**

E. Allocation of CIL and Section 106 Funds

10. 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 and prioritised potential projects. These will be considered at this formal Area Committee meeting. Final decisions will be made at a second formal meeting in February 2024.
11. The exception is 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.
12. These S106 Tree proposals are presented for decision by the Area Committee in this paper.
13. The cost of replacement tree planting is: £1,041.66 per tree

F. CIL and Section 106 Monies available to Area Committee 4 at 30th September 2023

14. CIL available:
At the end of 30 September 2023 there was an overall sum of £808,084.48 available to Area Committee 4, which breaks down as follows:
 - For General AC4 expenditure: £433,621.81
 - For Old Market Neighbourhood Development Plan expenditure: £374,462.67

See Appendix 1

15. Section 106 available:
At the end of 30 September 2023 there was a total of £270,322.92 uncommitted Section 106 agreement monies available for AC4, of which £182,539.78 is designated specifically for tree planting and tree replacement.
16. 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.
17. The Committee is asked to note the following **time-limited S106**:

Permission / Site / S106 Code	Contact Officer	Contribution value	Time limit	Purpose of contribution	Allocations
19/04331 / Old BRI, Marlborough Street, City Centre	Richard Ennion (Horticultural Services Manager)	£18,383.65	11 March 2027	The provision and maintenance of off-site tree planting	None
20/03796 / 100 Victoria Street, City Centre	Richard Ennion (Horticultural Services Manager)	£10,715.25	3 May 2027	The provision and maintenance of replacement tree planting within a	None

				one mile radius of 100 Victoria Street	
18/04511 / 414 Speedwell Road, Speedwell	Richard Ennion (Horticultural Services Manager)	£3,667.29	12 Aug 2027	The provision and maintenance of replacement tree planting	None
19/01583 / The Crescent Centre, Temple Back, City Centre	Richard Ennion (Horticultural Services Manager)	£8,657.84	23 Feb 2028	The provision and maintenance of off-site tree planting	None

See Appendix 2

G. 2023 Stage 1 Outline Proposals submitted for consideration

18. 34 Outline Proposals were submitted to Area Committee 4 for consideration, with an approximate total value of £1.7 million (approximate because several proposals have not specified a budget request). The breakdown by ward is as follows:

Ward	Number of Outline Proposals submitted
Ashley	9
Central	7
Easton	5
Lawrence Hill	7
Multiple	3
St George Central	1
St George Troopers Hill	2

19. Two of the Outline Proposals fall within the Neighbourhood Development Plan area of Old Market, for a total value of £322,719.

See Appendix 3

20. Recommendation: That the Area Committee considers which Outline Proposals to invite to Stage 2 to develop full project proposals.

21. The Committee is asked to note that a proposal was submitted to multiple wards in Area Committee 4 as part of a city-wide initiative for the installation of Defibrillators. See Appendix 4 for supporting statement from Great Western Air Ambulance Charity.

Project Code	Project Type	Name of organisation / person	Project Title	Brief description of the project	CIL amount requested (£)
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AC423P50	Community	Great Western Air Ambulance Charity	Provision of Public Access Defibrillators	The project provides 40 defibrillators to contribute to a city-wide pool of public access defibrillators to be installed in every ward, working with local Councillors to identify suitable sites. Fully funded, the project could provide 1 defibrillator per Councillor (70 in total across Bristol). The funding would provide for the purchase of equipment including a secure case, installation, registration with the national database to ensure visibility to 999 service and local training.	£72,000.00
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H. 2023 Stage 2 Full Project Proposals: for decision

22. 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
TreeBristol Tree Planting	TreeBristol	Various tree planting sites across all AC4 wards	£127,758.82	N/A	<p>£18,383.65 (19/04331 Old BRI, Marlborough Street, City Centre)</p> <p>£10,715.25 (20/03796 100 Victoria Street, City Centre)</p> <p>£3,667.29 (18/04511 414 Speedwell Road, Speedwell)</p> <p>£23,426.95 (12/03671 Bristol Entertainment Centre, Frogmore St, City Centre)</p> <p>£8,657.84 (19/01583 The Crescent Centre, Temple Back, City Centre)</p>

					£12,903.52 (17/03752 Queens Building, University Walk, Clifton)
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See Appendix 5

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

I. Equalities/Public Sector Equality Duty: Legal Information

24. 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.

25. 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

26. 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.