

Area Committee 6

8th February 2024



Report of: Ellie Stevens, Community Resources Manager

Title: Area Committee 6 Second 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. That the Area Committee take note that this year, there is no option to pre commit funding or go into deficit of CIL funds. This is due to changes to Area Committee boundaries which are due to take place (Item F)
2. To consider the approval of funding for the Proposals submitted for consideration, including any conditions which the committee may wish to attach and to consider allocation of eligible S106 monies to support relevant proposals in order to conserve CIL funds for future use (Item G)
3. To 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 6, and lists the proposals to be considered at the meeting of the Committee on 8th February 2024.

The significant issues in the report are:

- Area Committee 6 has £72,593.42 available to allocate at 31 December 2023, of which £10,922.33 is general CIL and £61,671.09 is ringfenced for the Hengrove Neighbourhood Plan Area.
- Councillors are asked to consider the approval of funding for 6 Proposals submitted at Stage 2.



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, 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:
7. Procedure rules Meeting arrangements
 - a. 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

8. 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

9. Developing Outline and Full Proposals for funding from CIL and S106 resources:
 - a. All ward councillors undertook community conversations within their wards across the period June – September 2023. From this process they chose a number of Stage 1 Outline Project Proposals to deliver priority pieces of work providing significant community benefit.
 - b. The Area Committee then met formally on 25th September 2023 to consider the funding available and select the projects they wanted to invite to submit Stage 2 Full Proposals. Those proposals are set out in this report for consideration and decision at this

meeting.

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

10. CIL available:

- a. At the end of 31st December 2023 there was an overall sum of **£72,593.42** available to Area Committee 6, which breaks down as follows:
 - For General AC6 expenditure: **£10,922.33**
 - For Hengrove and Whitchurch Park Neighbourhood Development Plan expenditure: **£61,671.09**

See Appendix 1

11. If the Committee approves all the requests for CIL funding at Item E the following CIL funds will remain:

- a. For General AC6 expenditure: **-£29,077.67**
- b. For AC6 Neighbourhood Development Plan expenditure: **-£89,293.91**

12. Section 106 available:

13. At the end of 31st December 2023 there was a total of £8,160.14 uncommitted Section 106 agreement monies available for AC6, of which £0 is designated specifically for tree planting and tree replacement.
14. Please note that the S106 report in Appendix 2 contains an error, in that it currently shows the £20,000.00 from 17/03943 / Hengrove Park (Phase 1) as available, when in fact AC6 made the decision to allocate this in the last formal meeting. This will be corrected in the 31 January 2024 S106 report.
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.

See Appendix 2

F. No pre-commitment of future CIL receipts:

16. This year Area Committees are not able to approve funding for a Stage 2 proposal by pre committing 'still to be received' CIL funds. There is no option to go into a deficit of CIL funding at this meeting by over-committing on the assumption of a future receipt of CIL. This is because Area Committee boundaries will change before the next set of committee meetings and their balances need to be calculated afresh based on new boundaries.

17. Projects invited to submit Stage 2 Full Proposals

Proposal ref no.	Name of Project Proposal	Delivery group	Outline £ offered	Full Proposal £ requested	CIL requested	S106 requested and the codes	Conditions
AC623P105	Hengrove and Whitchurch Park - Park Seats	BCC Parks	£16,005	£16,005	£16,005		
AC623P106	Totshill Drive Road Safety Scheme	BCC Transport	£75,000	£75,000	£75,000		
AC623P28	New play structures - The Hideout	Community organisation - Learning Partnership West (LPW)	£15,000	£15,000	£15,000		
AC623P58	Pigeon House Stream Open Space (Maidenhead Road)	BCC Parks	£14,960	£14,960	£14,960		
AC623P97	Play Facilities at Hartcliffe City Farm	Community organisation - Hartcliffe City Farm	£30,000	£30,000	£30,000		
TOTALS Hengrove NDP CIL					£150,965		

Proposal ref no.	Name of Project Proposal	Delivery group	Outline £ offered	Full Proposal £ requested	CIL requested	S106 requested and the codes	Conditions
AC623P95	Whitchurch Lane and Whitchurch road traffic	BCC Transport	£200,000	£60,000	£40,000	£20,000 (allocated at AC meeting Oct 2023) 17/03943/ Hengrove Park (Phase 1), Whitchurch Lane, Hengrove	Scale down proposal and focus on safe crossing on Whitchurch lane in Hartcliffe ward
TOTALS General CIL					£40,000		

See Appendix 3 for Full Project Proposal forms

18. Recommendation: That the Area Committee considers the project proposals submitted and whether to approve full or partial funding to deliver these projects or not; and any conditions which it might want to place on the projects.

G. Projects considered at Stage 1 first formal meeting and not invited to submit Stage 2 proposal:

Proposal ref no.	Ward	Name of Proposal	Decision rationale
AC623P100	Hartcliffe & Withywood	Hartcliffe Library - @Symes Resource Centre	Deferred due to lack of available funds
AC623P101	Stockwood Ward	Vehicle Activated Sign Stockwood Lane	Deferred due to lack of available funds
AC623P102	Stockwood Ward	No entry signs Selden Road	Deferred due to lack of available funds
AC623P103	Stockwood Ward	Double Yellow Lines	Deferred due to lack of available funds
AC623P104	Stockwood Ward	Fully refurbish and equip the Art Room at BS14 Youth Club	Deferred due to lack of available funds
AC623P107	Multiple Wards	Provision of Public Access Defibrillators	Deferred due to lack of available funds
AC623P108	Hartcliffe & Withywood	BRIDGES FOR VALLEY WALK.	Deferred due to lack of available funds
AC623P109	Hartcliffe & Withywood	Gates for Dundry Slopes	Deferred due to lack of available funds
AC623P15	Filwood	Sign, Signal, Signifier. Restoring the shop front of re:store.	Deferred due to lack of available funds
AC623P90	Filwood	Clubhouse/Café refurbishment and upgrade	Deferred due to lack of available funds
AC623P93	Multiple (Hartcliffe, Withywood & Bishopsworth)	Queens Road Layout change	Deferred due to lack of available funds
AC623P94	Hartcliffe & Withywood	Maynard road traffic calming improvements	Deferred due to lack of available funds
AC623P96	Bishopsworth	Refurbishment of toilets, kitchen and installation of an	Deferred due to lack of available funds

Proposal ref no.	Ward	Name of Proposal	Decision rationale
		outdoor canopy at The Grove @ Bedminster Down.	
AC623P98	Hartcliffe & Withywood	BS13 Parks & Greenspaces	Deferred due to lack of available funds
AC623P99	Stockwood Ward	Lanes End Motorcycle Barrier	Deferred due to lack of available funds
AC6PO19	Bishopsworth	Reinstatement of steps up from Ilchester Crescent Open Space	Deferred due to lack of available funds

H. Equalities/Public Sector Equality Duty: Legal Information

19. 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.
20. 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
21. 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.