

Area Committee 3

19 February 2024



Report of: Ellie Stevens, Community Resources Manager

Title: Area Committee 3 Second Formal Meeting 2023/24

Ward: Area Committee 3 wards: Eastville, Frome Vale, Hillfields, Lockleaze

Member Presenting Report: Councillor Heather Mack

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 3, and lists the proposals to be considered at the meeting of the Committee on 19 February 2024.

The significant issues in the report are:

- Area Committee 3 has £65,372.52 available of general CIL to allocate at 2 February 2024.
- 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 3 consists of the councillors representing the wards of Eastville, Frome Vale, Hillfields and Lockleaze.
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. Developing Outline and Full Proposals for funding from CIL and S106 resources:
 - 8.1. 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.
 - 8.2. The Area Committee then met formally on 17 October 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 3 at 31 December 2023**9. CIL available:**

At the end of 31 December 2023 there was an overall sum of £30,316.94 available to Area Committee 3. However, since the end of 2023, additional funds have been received by Area Committee 3 and at 2 February 2024, there was **£65,372.52 of general CIL available to allocate**. The updated report of CIL monies available was not published at the time of preparing these meeting papers.

See Appendix 1

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

- For General AC3 expenditure: -£24,450.48

11. Section 106 available:

At the end of 31 December 2023 there was a total of £49,983.13 uncommitted Section 106 agreement monies available for AC3, of which £412.79 is designated specifically for tree planting and tree replacement.

12. 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:**

13. 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.

G. 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
AC323P126	Signs and Trees for Hillfields	BCC Transport	£10,000	£10,000	£10,000		None
AC323P17	Double Yellow Lines	BCC Transport	£15,000	£15,000	£15,000		None
AC323P40	Provision of Public Access Defibrillators	Community organisation - Great Western Air Ambulance Charity	£3,600	£3,600	£3,600		None

Proposal ref no.	Name of Project Proposal	Delivery group	Outline £ offered	Full Proposal £ requested	CIL requested	S106 requested and the codes	Conditions
AC323P59	Oldbury Court Estate - Bins and seats	BCC Parks	£8,400	£27,223	£27,223		None
AC323P60	Accessible Toilet and Fire Door at The Old Library	Community organisation	£30,000	£30,000	£30,000		None
AC323P148	Hillfields bins	Bristol Waste	£4,000	£4,500	£4,500		None
TOTAL CIL					£90,323		

See Appendix 3 for Full Project Proposal forms

14. The Committee is asked to note that the following proposal was invited to Stage 2 but withdrew before submitting a full proposal form because they already had a dog waste bin installed:

Proposal ref no.	Name of Project Proposal	Delivery group	Outline £ offered	Full Proposal £ requested	CIL requested	S106 requested and the codes	Conditions
AC323P37	Installation of council waste bin inside entrance at Clay Bottom end of reserve	BCC Parks	£9,143	£9,143	£9,143		None

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

H. 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
AC323P127	Hillfields	Hillfields Library Improvements	Only limited CIL funds available, and this proposal was not priority 1.
AC323P19	Eastville & Hillfields	Vehicle Activated Speeding signs for Ridgeway Road	Only limited CIL funds available, and this proposal was not priority 1.
AC323P34	Lockleaze	Bonnington Walk traffic calming	Only limited CIL funds available, and this proposal was not priority 1.

Proposal ref no.	Ward	Name of Proposal	Decision rationale
AC323P35	Lockleaze	Shaldon Road Welcome Sign	Only limited CIL funds available, and this proposal was not priority 1.
AC323P36	Lockleaze	Shaldon Road traffic-calming	Only limited CIL funds available, and this proposal was not priority 1.
AC323P38	Lockleaze	Bonnington Walk Welcome Sign	Only limited CIL funds available, and this proposal was not priority 1.
AC323P39	Eastville	Eastville Play renovation part 2	Only limited CIL funds available, and this proposal was not priority 1.

I. Equalities/Public Sector Equality Duty: Legal Information

16. 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.

17. 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

18. 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.