



SOUTH
KESTEVEN
DISTRICT
COUNCIL




Officer Delegated Decision

14 March 2024

Richard Wyles, Deputy Chief Executive
and Section 151 Officer

Distribution of S106 monies in relation to Education at Lincolnshire County Council

Phil Jordan, Development Management & Enforcement Manager

 phil.jordan@southkesteven.gov.uk

Decision made by:	Richard Wyles – Deputy Chief Executive and Section 151 Officer
Decision:	To approve the expenditure of the section 106 funds totalling £330,532.96 for the purpose of the construction of classrooms to Stamford Malcolm Sargent Academy and Stamford Welland Academy (formerly Queen Eleanor School)
Public or Exempt:	Public
Reasons for exemption:	N/A
Conflicts of interest:	No
Policy compliant:	Yes
Details of delegation:	Statutory Officer Powers – Section 3 (a) – making arrangements for the proper administration of the Council's financial affairs.

1 Implications

Taking into consideration implications relating to finance; and legal and governance, the following implications have been identified:

Finance

- 1.1 The financial implications are set out in the report. The payment of the funds is in accordance with the s106 Agreement.

Completed by: Richard Wyles, Deputy Chief Executive

Legal and Governance

- 1.2 Funds have been received to South Kesteven District Council with the specific aim of investing in Stamford schools. The Section 151 Officer has delegated authority to properly administer the Council's financial affairs; this decision notice has been produced to openly describe how the money for the project has been received from Lincolnshire County Council and how it will be processed on their behalf. As the money belongs and is owed to Lincolnshire County Council through the Section 106 agreement the usual limits within South Kesteven District Council's Financial Procedure Rules do not apply as it is not the District's money.

Completed by: James Welbourn, Democratic Services Manager and Deputy Monitoring Officer

2 The Purpose of the Report

- 2.1 Lincolnshire County Council have requested funds totalling £330,532.96 to be used towards the construction of 2 classrooms at Stamford Malcolm Sargent Academy and the construction of 2 classrooms at Stamford Welland Academy (formerly Queen Eleanor School).
- 2.2 Stamford Malcolm Sargent Academy carried out enabling works to remodel a couple of classrooms for September 2018 (Phase 1) and 2 class extension for September 2019 (Phase 2).
- 2.3 Stamford Welland Academy (formerly Queen Eleanor School) works included two classrooms (general science lab) extension with internal remodelling to create access corridor and new unisex toilets.
- 2.4 Lincolnshire County Council has provided a financial breakdown of how the money has been spent now that the works on both schools has now completed.
- 2.5 To prepare feasibility (including all surveys), tender documents, planning submission and all relevant design documents.

- 2.6 SKDC is in receipt of £330,532.96 Section 106 contribution S12/0864. The total sum is requested as part payment towards the completion of works valued at £458,700 for Stamford Malcolm Sargent Academy and £1,550,850 Stamford Welland Academy (formerly Queen Eleanor School) Lincolnshire County Council have agreed to pay the remaining balance from grant funding.
- 2.7 The relevant clauses within the S106 agreement specify the money is for the following purpose:
- 2.8 S12/0864 – The clause states on page 37 and 38, Part 1 point 1.1: Payable to the County Council towards reasonable endeavours education facilities at the Malcolm Sargent Primary School.
- 2.9 Also in Part 1 point 1.4: In the event that the County Council has remaining funds it will use all reasonable endeavours to provide secondary education facilities at the Queen Eleanor School in Stamford.
- 2.10 South Kesteven District Council will not be acquiring any additional assets which are subject to liabilities or insurances from this project.

3. Available Options Considered

- 3.1 Stamford Malcolm Sargent Academy works were completed in 2020 and went with the best quote for the area.
- 3.2 Stamford Welland Academy (formerly Queen Eleanor School) works were completed in 2023 and went with the best quote for the area.
- 3.3 No other projects or bids for the funds have currently been received.

4. Reasons for the Decision(s)

- 4.1 The proposed project is considered to meet the requirements of the S106 funding specified within the agreement S12/0864. Funds were received to South Kesteven District council in April 2019 specifically for Lincolnshire Conty council to invest in Stamford Schools. No other competing projects or schemes have been submitted.

Signed by: Richard Wyles, Deputy Chief Executive and Section 151 Officer
