



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

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| Decision made by: | Richard Wyles – Deputy Chief Executive and Section 151 Officer |
| Decision: | To approve the expenditure of the section 106 funds totalling £1,337,225.41 for the purpose of the construction of a new primary school on the Poplar Farm estate. |
| 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 and s151 Officer

Legal and Governance

- 1.2 Funds have been received to South Kesteven District Council with the specific aim of investing in Poplar Farm School. 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 £1,337,225.41 to be used towards the construction of a new primary school within Grantham on the Poplar Farm estate.
- 2.2 The new build project of a Primary School in Grantham was completed in the summer of 2018 for a total cost to Lincolnshire County Council of £8,370,898.00.
- 2.3 Lincolnshire County Council have already drawn down £508,263 from S08/1231, which has now left a balance of £7,832,635 from grant funding.
- 2.4 Lincolnshire County Council has provided a financial breakdown of how the money has been spent, now that the work on Poplar Farm school has been completed.
- 2.5 SKDC is in receipt of £341,480.73, Section 106 contribution S08/1231. The total sum is requested as part payment towards the completion of works valued at £7,832,635.00 for Poplar Farm Primary School.

- 2.6 SKDC is also in receipt of £995,744.68, Section 106 Contribution S14/3571. The total sum again is being requested to use against the balance outstanding for the Poplar Farm Primary School.
- 2.7 The combined balance requested for S08/1231 and S14/3571 totals £1,337,225.41 leaving the remaining balance of £6,495,409.59 to be funded by grants received by Lincolnshire County Council.
- 2.8 The relevant clauses within the S106 agreement specify the money is for the following purpose:
- 2.9 S08/1231 – The clause states on page 39 point 2: The County Council shall not use the primary school site for any purpose other than as a Primary School which expression includes the construction of a Primary School and potential for an early year’s school facility to be part of the development.
- 2.10 S14/3571 - The Clause states on page 11: Sums are provided to be used in providing additional classrooms and 60 places at the proposed Barrowby Gate Primary School at Poplar Farm Grantham.
- 2.11 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 Poplar Farm Primary School works were completed in 2020 and Lincolnshire County Council went with the best quote for the area.
- 3.2 No other projects or bids for the funds have currently been received.

Reasons for the Decision(s)

- 4.1 The proposed project is considered to meet the requirements of the S106 funding specified within the agreement 08/1231 and S14/3571. Funds were received to South Kesteven District Council specifically for Lincolnshire County Council to invest in Poplar Farm School. No other competing projects or schemes have been submitted.

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