



SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL



## Officer Delegated Decision

26<sup>th</sup> March 2024

Emma Whittaker  
Assistant Director – Planning & Growth

### Distribution of S106 monies in relation to Deeping St James Parish Council

Phil Jordan, Development Management & Enforcement Manager

 [phil.jordan@southkesteven.gov.uk](mailto:phil.jordan@southkesteven.gov.uk)

<b>Decision made by:</b>	Emma Whittaker, Assistant Director – Planning
<b>Decision:</b>	To approve the expenditure of the section 106 funds totalling £15,602.29 for the purpose of supply and install two bus shelters serving Linchfield Road development.
<b>Public or Exempt:</b>	Public
<b>Reasons for exemption:</b>	N/A
<b>Conflicts of interest:</b>	No
<b>Policy compliant:</b>	Yes
<b>Details of delegation:</b>	Paragraph 20 (Management of Services) in Part 3(c) (Responsibility for Functions – Officer Delegated Powers) of the Council’s Constitution provides the Assistant Director with the authority to take this decision

# 1 Implications

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

## ***Finance***

- 1.1 It is important to ensure that the spending of S106 funds is compliant with the conditions set out in the S106 agreement and in accordance with the Council's Financial Regulations as set out in the constitution. Beyond being accountable for the proper spending of the contributions, there are no other financial implications for the Council. The 2023-24 General Fund Capital Budget will be amended by £16k to reflect the transfer of the funds to Deeping St James Parish Council.

Completed by: Alison Hall-Wright, Director of Housing and Deputy S151 Officer

## ***Legal and Governance***

- 1.2 There are no significant legal or governance implications arising from this decision. The Assistant Director has the necessary authority to take this decision as set out above.

Completed by: Graham Watts, Assistant Director (Governance and Public Protection) and Monitoring Officer

# 2 The Purpose of the Report

- 2.1 Deeping St James Parish Council have requested funds totalling £15,602.29 to be used towards the installation of two bus shelters serving the Linchfield Road Development.
- 2.2 SKDC is in receipt of £15,602.29 with Section 106 contribution S17/2466. The total sum is requested as payment for the cost of installation and supply of two bus shelters and ongoing maintenance. The relevant clauses within the S106 agreement specify the money is for the following purpose:
  - 2.2.1 S17/2466 – The clause states on page 30, point 6: The Bus Shelter Contribution and the Bus Shelter Maintenance Contribution shall be paid to the District Council on behalf of the Deeping St James Parish Council.
- 2.3 Deeping St James Parish Council have been granted planning permission to install two new bus shelters on Brewton Drive, Deeping St James under planning reference S23/1815.
- 2.4 Quotation for the works has been sourced from the same company who have fitted existing bus shelters within the village (Euroshel). The cost of the quotation

totals £14,112.00 incl.VAT, leaving £1,490.29 for on going maintenance of the two Bus Shelters.

- 2.5 The responsibility of installing and maintaining the two bus shelters falls to Deeping St James Parish Council, as per the terms of the S106 agreement. All future maintenance and insurances will be managed on behalf of the Deeping St James Parish Council. 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 Deeping St James will be looking to instruct Euroshel to start works as soon as possible, now that the planning permission S23/1815 has been granted.
- 3.4 No other projects or bids for the funds have currently been received.

### **5. Reasons for the Decision(s)**

- 2.6 The proposed project is considered to meet the requirements of the S106 funding specified within the agreement S17/2466. Funds were received to South Kesteven District council in January 2022 on behalf of Deeping St James Parish Council, so that two Bus Shelters can be supplied and maintained for the Linchfield Road Development. No other competing projects or schemes have been submitted.

Signed by:

Emma Whittaker

26 March 2024