

Record of operational decision

Decision title:	Decision to fund £63,000 of Section 106 monies for “Sports” towards a single storey flat roof extension to form toilets and store areas at Ross Rugby Club, Abbotts Close, Greytree Pitches, Ross-on-Wye HR9 7GQ																										
Date of decision:	09 June 2023																										
Decision maker:	Service Director of Economy & Highways , Corporate Services																										
Authority for delegated decision:	Economy and Environment scheme of delegation line 71 Corporate Centre Directorate Scheme of Delegation line 159 Cabinet decision dated 02 March 2023 - Section 106 Portfolio of Works – S106 Delivery Proposals. Cabinet Report 02 March 2023																										
Ward:	Ross North																										
Consultation:	Improvements to Ross Rugby Club facilities are identified in the latest Playing Pitch and Outdoor Sports Assessment and Action Plan (Core Strategy Evidence base) (2023) and is supported by the Herefordshire Outdoor Sports Partnership responsible for overseeing delivery of projects.																										
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Reasons for decision:	<p>The Section 106 Contributions arise from one Section 106 legal agreement:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">Planning Reference</th> <th style="width: 25%;">GT / FIN Code</th> <th style="width: 25%;">Original Contribution</th> <th style="width: 25%;">S106 Allocation</th> <th style="width: 25%;">Expiry Date</th> </tr> </thead> <tbody> <tr> <td>P140684/O</td> <td>GT04 FIN1962</td> <td>£83,093</td> <td>£63,000</td> <td>None</td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL</td> <td>£63,000</td> <td></td> </tr> </tbody> </table> <p>The decision to fund £63,000 will leave a remaining balance of £20,093. In accordance with the S106 agreement the remaining S106 monies have been committed to Ross Sports Centre for new Fencing to Ross Sports Centre Petanque Courts and Football Pitch Installation at Ross Juniors Football Club. The delivery of the above noted projects will fully utilise the S106 contribution.</p> <p>The Ross Rugby Club project (single storey flat roof extension to form toilets and store areas) went out to tender with quotations received from three contractors:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: #FFD700;"> <th style="width: 70%;">Contractor</th> <th style="width: 30%;">Returned Quotation</th> </tr> </thead> <tbody> <tr> <td>Elements Building & Carpentry</td> <td style="text-align: right;">£87,350.00</td> </tr> <tr> <td>Jefferies Building</td> <td style="text-align: right;">£89,799.00</td> </tr> <tr> <td>Techniplumb Ltd</td> <td style="text-align: right;">£86,350.00</td> </tr> </tbody> </table> <p>After technical evaluation it is therefore recommended Techniplumb Ltd are the nominated contractor for the completion of the works.</p>				Planning Reference	GT / FIN Code	Original Contribution	S106 Allocation	Expiry Date	P140684/O	GT04 FIN1962	£83,093	£63,000	None	TOTAL			£63,000		Contractor	Returned Quotation	Elements Building & Carpentry	£87,350.00	Jefferies Building	£89,799.00	Techniplumb Ltd	£86,350.00
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	<p>We are therefore satisfied that a sufficient tendering exercise has been completed in accordance with Herefordshire Councils Contract Procurement Rules (CPR).</p> <p>Ross Rugby Club will provide £23,350 in match funding to cover the shortfall of the total costs of the works.</p> <p>Following a planning application submission (P220034/F) consent has been granted and all required statutory obligations, including Building Regulations approval have been evidenced.</p> <p>The additional facilities are seen as a quality improvement to support the needs of the club, spectators and community use and sustainability of the facility.</p> <p>The project has been supported by the following members of the Herefordshire Outdoor Sports Partnership (OSP):</p> <ul style="list-style-type: none"> • Stephen Brewster (Chief Executive) – Active Herefordshire and Worcestershire • Richard Cox – Herefordshire Cricket • Joanna Hayley (Facilities Development Manager) – England Hockey • Stuart Eades ((Facilities Development Manager) – England Rugby <p>Responsibility for monitoring the project and managing expenditure within the total spend budget is to be with the S106 Programme Manager.</p>
<p>Equality Considerations</p>	<p>Equality duty</p> <p>Under section 149 of the Equality Act 2010, the ‘general duty’ on public authorities is set out as follows:</p> <p>A public authority must, in the exercise of its functions, have due regard to the need to -</p> <ol style="list-style-type: none"> a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act; b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
<p>Highlight any associated risks/finance/legal/considerations:</p>	<ul style="list-style-type: none"> • Delivery oversight – S106 is providing a contribution but works on-site will be fully managed by Ross Rugby Club. Herefordshire Council will provide oversight and assurance only in respect of the contribution made. • Cost variation – Project has an assigned S106 budget which it cannot exceed. • Unforeseen events/costs – Potential unknown or unforeseen costs could lead to an overspend. The S106 contribution is finite, any overspend would need to be provided through additional means.
<p>Details of any alternative options considered and</p>	<p>Not to fund.</p> <p>This option is not recommended. Not to approve would lead to delays in</p>

rejected:	delivery of Section 106 projects. Alternative projects were not considered due to the specific requirements of the S106 agreement.
Details of any declarations of interest made:	None declared.

Date: 09 June 2023

Print Name: Mark Averill