

COUNCIL CABINET
10 April 2024



Report sponsors:

Councillor Baggy Shanker Leader of the Council
and Cabinet Member for Strategy, Governance
and Finance

ITEM 11

Alison Parkin, Director of Financial Services

Report author: Toni Nash, Head of Finance

Compliance with Contract and Financial Procedure Rules

Purpose

- 1.1
- Bid for and acceptance of new funding of £0.344m from the Football Foundation to develop a PlayZone facility in Alvaston Park.
 - Acceptance of the Section 31 Local Stop Smoking Services and Support Grant of £0.375m from the Department of Health and Social Care -DHSC
 - Acceptance of Department of Levelling Up Housing and Communities (DLUHC), Homelessness Prevention Grant of £1.111m in 2024/25.
 - Acceptance of DLUHC, Homelessness Prevention Grant - Top Up Grant of £0.312m in 2024/25.
 - Acceptance of the Final 2024 Household Support Fund

Recommendation(s)

- 2.1 To approve submission of a bid for the total sum of £0.344m from the Football Foundation to develop a PlayZone facility in Alvaston Park as outlined in section 4.1.
- 2.2 To delegate authority to the Strategic Director of Place, the Director of Financial Services and S151 officer, in consultation with the Cabinet Member for Communities and Streetpride, to accept funding subject to an offer with favourable terms and conditions and to add a new PlayZone scheme to the capital programme as appropriate.
- 2.3 To approve acceptance of the additional Local Stop Smoking Services and Support Section 31 Grant funding for 2024/25 to 2028/29. Derby City council will receive a confirmed £0.375m for 2024/25, with an estimated total grant value over the five years of £1.87m (to be confirmed), as outlined in section 4.2
- 2.4 To delegate authority to, the Strategic Director of People Services, the Director of Financial Services and S151 officer in consultation with the Cabinet Member for Health and Adult Care, to enter into all necessary contracts and agreements associated with this additional ring-fenced grant funding, as outlined in section 4.2
- 2.5 To approve acceptance of DLUHC Homelessness Prevention Grant 2024/25 of £1.111m, as outlined in section 4.3

- 2.6 To approve acceptance of DLUHC Homelessness Prevention Grant 2024/25 – Top Up Grant of £0.312m, as outlined in 4.3
- 2.7 To delegate authority to the Strategic Director of Place the Director of Financial Services and S151 Officer in consultation with the cabinet member for Housing, Property and Regulatory Services, to agree final terms and arrangements for spending the grant.
- 2.8 To note the continuation of the arrangement with Derby Homes (DH), in line with the 2021 Partnership Agreement and cabinet delegation, for the delivery and management of the housing options and homelessness service in line with the principles set out below at paragraph 4.3
- 2.9 To note the acceptance of the Final Household Support Fund (HSF5) 2024 No. 31/799 of £2.225m as outlined in section 4.4.
- 2.10 To delegate authority of the final scheme plan to the Strategic Director for People Services, the Director of Financial services, and S151 Officer in consultation with the Cabinet Member for Children, Young People and Skills as outlined in section 4.4.

Reason

- 3.1 To comply with Financial Procedure Rules.

Supporting information

- 4.1 **Bid for Funding of £0.344m from the Football Foundation – PlayZone (Alvaston Park)**
In 2022 the Football Foundation launched a new investment programme, PlayZones, aimed at tackling inequalities in physical activity and access to facilities by funding community-led spaces.
 - 4.1.1 PlayZones are modern, safe, and engaging facilities and this is reflected in the design and settings for these facilities. They are designed for recreational football and at least one other sport.
 - 4.1.2 There are four main groups facing the greatest inequalities: lower socio-economic groups; women & girls; disabled people and people with a long-term health condition; and culturally diverse communities.
 - 4.1.3 Community engagement is at the heart of the programme and facilities are to be designed in partnership with local communities to ensure that the final design and surface works for football and other sports and activities identified in that area.
 - 4.1.4 Derby City was selected as a place to be part of phase 1 of the PlayZone programme due to the successful “Active through Football” programme and successful partnership working with the Football Foundation of its investment programmes.

- 4.1.5 There is a 4-stage project development process from the Football Foundation for the programme:
- 1. Expression of Interest**
Lead organisation submits Expression of Interest.
 - 2. Narrow the focus & Community Engagement approach**
Conduct community engagement to narrow the focus of place, sites, and priority audiences,
 - 3. Community Engagement findings and site identification**
 - A list of potential sites supported by the community engagement findings sent to Football Foundation.
 - Football Foundation review and conduct technical assessments on sites.
 - In agreement with lead organisation the Football Foundations Technical Consultant submits planning application(s) on identified sites to develop cost certainty for a development
 - 4. Full Application submission**
Business and operational plan; activation plan; technical design and information; and capital grant request included in the full application.
- 4.1.6 The Football Foundation fund 75% of eligible project costs with the remaining 25% required as partnership match. Eligible project costs include wider site developments that would support the access to a PlayZone facility including path networks, lighting, CCTV, benches.
- 4.1.7 The premise of PlayZones is that they are financially sustainable facilities allowing for income to be generated through a pay and play system like the recently upgraded tennis courts on Alvaston Park and other sites across the city.
- 4.1.8 An in-depth period of community engagement was delivered for the programme, building upon work that had taken place and continues to take place in Derby. This culminated in a PlayZone Community Engagement report that identified the barriers and enablers to using open community facilities for the programme priority audiences across several areas of the city. In addition, the community engagement identified seven sites where a PlayZone could potentially be developed.
- 4.1.9 On 18 July 2023, the findings from the PlayZone community engagement were presented to Delivery Board (Gateway 1), including the list of 7 sites identified as potential sites for PlayZone development, and the next stages of the Football Foundation process for the investment programme. Delivery Board approved taking forward the Alvaston Park project and to assess the learning from this to inform any further decision on other potential sites.
- 4.1.10 In August 2023, a planning application was submitted by the Football Foundation's Technical Consultant for a PlayZone at Alvaston park. Planning is yet to be determined.
- 4.1.11 The total project cost is £0.534m. This will be funded through a grant contribution of £0.344m (75% of eligible costs) from the Football Foundation (if successful) and £0.190m of match funding contained within the Parks capital programme.

- 4.1.12 It is recommended to approve submission of a bid for the total sum of £0.344m from the Football Foundation to develop a PlayZone facility in Alvaston Park.
- 4.1.13 It is recommended to delegate approval to the Strategic Director of Place, the Director of Financial Services and S151 officer, in consultation with the Cabinet Member for Communities and Streetpride, to accept funding subject to an offer with favourable terms and conditions and to add a new scheme to the capital programme as appropriate.
- 4.2 Acceptance of Grant from the DHSC of £0.375m for 2024/25, with an estimated total grant value of £1.87m over the full five years (2024/25 to 2028/29) for Stop Smoking Support.**
- 4.2.1 In October 2023, the government published '*Stopping the start: our new plan to create a smokefree generation*'. This included a commitment for £70m additional funding per year for local authority led stop smoking services and support in England over five years, starting from April 2024.
- 4.2.2 The aims of this additional funding are to ensure that there is a comprehensive nationwide offer to help current smokers to stop smoking and increase the number of smokers engaging with effective quit interventions, through supporting activity to build capacity and demand for local authority led stop smoking services and support.
- 4.2.3 The additional funding will be delivered via a new Section 31 grant (the Local Stop Smoking Services and Support Grant) for five years, starting in the 2024/25 financial year through to the 2028/29 financial year. This new grant funding will be ring-fenced for local authority led stop smoking services and support. The DHSC will provide the grant.
- 4.2.4 Funding guidance and final funding allocations for local authorities for the 2024/25 financial year have now been published. Derby City will receive a confirmed £0.375m of additional ring-fenced grant funding for use in the 2024/25 financial year.
- 4.2.5 Funding allocations for the 2025/26 - 2028/29 financial years are currently unknown. However, it is anticipated that these will continue to be based on an average of local smoking prevalence over the preceding three years. Therefore, it is estimated that Derby City will receive similar allocations in future years (to be confirmed annually), giving an estimated total grant value of £1.87m over the five years. However, this could vary subject to any significant changes in local smoking prevalence.
- 4.2.6 The additional Section 31 Local Stop Smoking Services and Support Grant funding for Derby City is on top of the existing Public Health grant.
- 4.2.7 Payments will be given to local authorities every six months. In the first six months, local authorities will receive 70% of their allocated financial year's funding. They will then be expected to provide grant reporting to the DHSC grants team to receive the second payment.
- 4.2.8 Local authorities are required to meet certain criteria to be eligible for the additional funding and must comply with the grant conditions set out in the formal grant agreement.

- 4.2.9 To receive the funding local authorities must maintain their existing spend on stop smoking services, based on the stop smoking service data they have submitted for the year 2022 to 2023. They should ensure they maintain this level of funding throughout the whole grant period. Local authorities must also comply with the required grant reporting requirements, as outlined in the grant agreement. The grant agreement setting out the full grant conditions and reporting requirements has now been received.
- 4.2.10 It is recommended to approve acceptance of the additional Local Stop Smoking Services and Support Section 31 Grant funding for 2024/2025 to 2028/29. Derby City council will receive a confirmed £0.375m for 2024/25, with an estimated total grant value over the five years of £1.87m (to be confirmed).
- 4.2.11 It is recommended to delegate authority Strategic Director of People Services, the Director of Financial Services and S151 officer in consultation with the Cabinet Member for Health and Adult Care, to enter into all necessary contracts and agreements associated with this additional ring-fenced grant funding.

4.3 Acceptance of DLUHC Homelessness Prevention Grant of £1.111m.

This ringfenced revenue grant of £1.111m for 2024/25 has been provided to the Council to:

- Ensure local authorities can focus on preventing homelessness as well as funding the provision of temporary accommodation, and to continue to embed the changes required through implementation of the Homelessness Reduction Act. The purpose of the Homelessness Prevention Grant is to give local authorities control and flexibility in managing homelessness pressures and supporting those who are at risk of homelessness. We expect local authorities to use it to deliver the following priorities:
- Embed the Homelessness Reduction Act and contribute to ending rough sleeping by increasing activity to prevent single homelessness.
- Reduce the number of families in temporary accommodation by maximising family homelessness prevention.
- Reduce the use of bed and breakfast (B&B) accommodation for families and eliminate family B&B placements beyond the statutory six-week limit.

- 4.3.1 It is recommended to approve acceptance of the DLUHC Homelessness Prevention Grant 2024/25 of £1.111m.

4.3.2 Acceptance of DLUHC Homelessness Prevention Grant Top Up funding – 2024/25 grant of £0.312m.

As a top-up to the Homelessness Prevention Grant mentioned at paragraph 4.30 above, the allocation of the top up grant is weighted to take Ukraine pressures into account, with 34% of the funding allocated on the basis of Homes for Ukraine arrivals and the other 66% using the Homelessness Prevention Grant formula in order to more accurately reflect the relative homelessness pressures.

- 4.3.3 It is recommended to approve acceptance of the DLUHC Homelessness Prevention Grant Top Up funding 2024/25 grant of £0.312m.
- 4.4 Acceptance of the Final 2024 Household Support Fund of £2.225m–**
On 6th March 2024 in the Spring Budget the Chancellor announced a six-month extension to the Household Support Fund (HSF5) to run from 1 April 2024 to 30 September 2024.
- 4.4.1 The Department for Work and Pensions confirmed the extended Household Support Funding (HSF5) together with details of the grant award for each Local Authority. Derby City Council's HSF5 grant allocation for April 2024 to Sept 2024 is £2.225m
- 4.4.2 The Household Support Fund is primarily there to allocate support those most in need with the costs of energy (for heating, lighting, and cooking), food, water, and other essential living needs in accordance with the Scheme guidance.
- 4.4.3 At this point, it is proposed that the new grant be awarded based on the previous scheme to include:
- Allocating food vouchers to all schools in Derby for pupils eligible for Housing Benefit related Free School Meals.
 - An online application form and other accessible methods for residents to apply for financial help towards their energy and food costs.
 - A community led approach to supporting residents with the cost of living through Warm Welcome Hubs providing food and warm drinks along information and signposting for support.
- 4.4.4 The Department for Work and pensions has advised Local Authorities to aim to have HSF 5 arrangements in place as quickly as possible to support vulnerable households throughout the grant period
- 4.4.5 It is recommended to note the acceptance of the Final Household Support Fund (HSF5) 2024 No. 31/799 of £2.225m.
- 4.4.6 It is recommended to delegate authority of the final scheme plan to the Strategic Director for People Services, the Director of Financial services, and S151 Officer in consultation with the Cabinet Member for Children, Young People and Skills.

Public/stakeholder engagement

- 5.1 **Football Foundation, PlayZone (Alvaston Park)** - A consortium of partners led by Derby City Council have developed the project and have led engagement with key stakeholders and the public to understand and demonstrate the need and demand for the development of the proposed facility, and the type of programmes and activities that could be delivered to 1) grow and develop formal sporting and recreational pathways and, 2) priority audiences that marginalised and under-represented in physical activity.

- 5.1.1 Targeted engagement has taken place with the 4 priority audiences for the programme in identified communities across Derby. The Voice Opportunity Power framework, a practical guidance and framework on how to involve people in the way that places get built and are managed was used to ensure that there was a consistent approach to engagement and ensure that the priority audiences voices inform proposed developments.
- 5.1.2 Further, public consultation through Let's Talk Derby has taken place on 4 other sites across Derby to build upon the Community Engagement work to date and understand how communities feel about these types of facilities and if it were something they would like to have near them.
- 5.1.3 Statutory consultees have been engaged during the planning process including Sport England and National Governing Bodies of sport.
- 5.2 **Stop Smoking Support** -Public Health are engaging with:
- Local authority led stop smoking services and relevant colleagues internally to define priorities for activity to build capacity and demand for local stop smoking services and support, in line with the recommendations in the published funding guidance.
 - Other regional local authorities, through established networks, to identify opportunities for collaboration and joint funding of activity to support efficiencies and economies of scale. Working in partnership to jointly fund and coordinate activity across larger geographical footprints is among the recommendations within the published funding guidance
- 5.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - none required.
- 5.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** - The HSF fund has already been subject to scrutiny and set up.

Other options

- 6.1 **Football Foundation, PlayZone (Alvaston Park)** - Do nothing. Alvaston Park has 2 dilapidated Multi Use Games Area (MUGA) courts. These courts have been fenced off to the public and out of use for 5years. A refurbishment of the courts and replacement of the fencing would allow the courts to be brought back into use. This option would not enable additional capital to be levered in to further develop the whole site to create an activity hub.
- 6.2 **Stop Smoking Support** - Not to accept the funding - This option is not recommended. This would prevent Derby City from being able to undertake additional activity in relation smoking cessation to reduce smoking prevalence and improve health outcomes for Derby residents, which would be supported through the grant funding. The funding will need to be spent in line with the terms and conditions and conditions of the grant. It is recognised that capacity will be required to support this in relation to monitoring and delivery of activity.

- 6.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - to not accept the grant has been discounted as it would reduce the financial resource available to the Council for a statutory service.
- 6.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** - To not accept the extension to the DWP Household Support Fund grant award. There is no alternative funding available to provide the cost-of-living support currently provided to households under this scheme.

Financial and value for money issues

- 7.1 **Football Foundation, PlayZone (Alvaston Park)** - The total cost of the PlayZone project at Alvaston Park is £0.534m, with a bid for £0.344m of grant funding from the Football Foundation. A further 0.190m of funding is required.
 - 7.1.1 The match funding can be contained within the existing Parks & Open Spaces capital programme and will be identified from headroom within existing capital budgets.
 - 7.1.2 Derby City Council will own and maintain the asset through the Parks & Outdoor Recreation Service as it does with the existing facilities on site to develop a multi-activity hub on the park.
 - 7.1.3 The premise of PlayZones is that they are financially sustainable generating income through a pay-and-play system similar to other sites across the city, including the recently upgraded tennis courts on Alvaston Park.
 - 7.1.4 Operating costs will be funded through income generated by the Parks & Outdoor Recreation Service from the facility. A high-level programme of use (PoU) has been developed by engaging with local sport clubs, groups, and organisations. The PoU will be further developed during the application phase of the project.
- 7.2 **Stop Smoking Support** - As outlined in the report. To receive the additional funding, local authorities must maintain their existing spend on stop smoking services.
- 7.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - as detailed in the main body of the report.
- 7.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** – as detailed in the main body of the report.

Legal implications

- 8.1 **Football Foundation, PlayZone (Alvaston Park)** - There are no legal implications at this stage of the project.
- 8.2 **Stop Smoking Support** - Legal Service's input will be sought to review any terms and conditions. All contract and grant award processes will be undertaken in accordance with the Council's Contract and Financial Procedure Rules, with support from Legal and Procurement Services.

- 8.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - none directly arising
- 8.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** - The Household Support Fund must be delivered in compliance with the associated grant agreement and within financial regulation.

Climate implications

- 9.1 **Football Foundation, PlayZone (Alvaston Park)** - Following the outcome of planning a full Climate Impact Assessment will be completed.
- 9.2 **Stop Smoking Support** – None directly arising
- 9.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - none directly arising
- 9.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** – none directly arising

Socio-Economic implications

- 10.1 **Football Foundation, PlayZone (Alvaston Park)** - The project will positively support priority audiences to become more active through targeted activities and programmes. The priority audiences for the project are:
- Culturally Diverse Communities
 - Disability and Long-term Health Conditions
 - Lower socio-economic groups
 - Women and Girls
- 10.1.2 A key requirement and criteria for submitting a grant application to the Football Foundation is ensuring that the priority audience groups have been engaged in the process of developing a project and that activities and programmes planned to take place at the facility engagement and reach these audiences.
- 10.1.3 A draft programme of use will be developed to submit with the grant application that aligns to Move More Derby, Derby's physical activity & sport strategy. The programme includes a range of activities and sessions that will be free to access and or low cost in support of growing participation within lower-socio economic groups.
- 10.2 **Stop Smoking Support** - Smoking and its related harms are recognised to disproportionately impact more socio-economically disadvantaged communities and groups. Smoking is one of the leading drivers of preventable health disparities and is the leading cause of preventable illness and early death in England. A decision not to accept the funding would further disadvantage those experiencing tobacco dependency. This could also impact on wider work by the council in addressing smoking and health inequalities, which are among the priorities of the council's Health and Wellbeing Board.
- 10.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - none directly arising

- 10.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** - The HSF fund is specifically earmarked to prioritise those citizens experiencing financial hardship.

Other significant implications

- 11.1 **Football Foundation, PlayZone (Alvaston Park)** - None arising from this report
- 11.2 **Stop Smoking Support** – None directly arising.
- 11.3 **Acceptance of DLUHC Homelessness Prevention Grant and top up element** - none directly arising
- 11.4 **Acceptance of the Final 2024 Household Support Fund No 31/799** – none directly arising

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal	Olu Idowu, Head of Legal, Insurance & Information Governance Services	22/03/2024
Finance	Toni Nash, Head of Finance	
Service Director(s)	Alison Parkin, Director of Financial Service	
Report sponsor	Football Foundation - Owen Swift, Physical Activity & Sport Manager - Katie Illsley, Project Manager - Duncan Cowie, Head of Climate & Environment - Hilary Nelmes, Greenspace Development Manager	07/02/2024
Other(s)	Stop Smoking Support – Dr Robyn Dewis	14/03/2024
	Acceptance of the Final 2024 Household Support Fund No 31/799 – Sharon Buckby	26/03/2024
Background papers:	Financial Procedure – Delegated Approval	
List of appendices:	Derby PlayZones Community Engagement Report	
	Acceptance of the Final 2024 Household Support Fund No 31/799 – Grant conditions	