



**POLICE & CRIME
COMMISSIONER**
For Leicester,
Leicestershire & Rutland

Your Communities - Your Commissioner

Police and Crime Panel for Leicester, Leicestershire and Rutland

13 December 2023

**Update on the how the PCC and Force are
implementing the recommendations that were
provided as part of the Police and Crime Panel
Tasking group S106 funding review**

Report Date	4 th December 2023
Report Author	Kira Hughes, Chief Finance Officer
Security Classification	OFFICIAL

Purpose of Report

1. In his role as the Police and Crime Commissioner (PCC) the Commissioner is required to secure efficient and effective policing for Leicester, Leicestershire and Rutland, appoint a Chief Constable and hold them to account and to establish a Police and Crime Plan and deliver such a plan, set budget and precept.
2. The PCC brings this report to outline for the Police and Crime Panel how the PCC and Force are implementing the recommendations that were provided as part of the Police and Crime Panel Tasking group S106 funding review.

Request of the Panel

3. In their role to scrutinise the PCC, the Commissioner requests that the panel examines the contents of this report, notes that the recommendations have been met.

Background, Relevant Data and Trends

4. The Police and Crime Panel endorsed the recommendations in the Task Group report S106 review which was presented to the Police and Crime Panel on 14th December 2022. The recommendations were as follows:
 - A. The Force to take steps to repurpose s106 agreements that are no longer viable through liaison with local authority planning officers and developers to ensure that funding is secured.
 - B. The Force to produce a defined list of items to be linked to its Investment Strategy and which can be used for repurposing agreements.
 - C. The Force to progress work in partnership with planners and/or Community Safety Partnerships to align timescales and awareness of new larger developments and to co-ordinate needs with other infrastructure projects.
 - D. The Police and Crime Commissioner to provide for resource to enable establishment of sufficient officer support to the s106 area of work and to facilitate the spend of s106 monies and pursuit of new bids.
 - E. The Police and Crime Commissioner/Force to develop and introduce a monitoring system to enable oversight and management of all s106 agreements and to monitor use of monies received.
 - F. The Police and Crime Commissioner/Force to liaise with planning officers in determining any new method for future bids.

Progress against the Recommendations

Recommendation A

5. The Forces S106 officer has met with the S106 officers for each of the District and Borough Councils in the County and Rutland. Each authority is supportive with assisting Leicestershire Police to repurpose funds for outdated covenants, understanding that there may be some costs incurred which Leicestershire Police would be required to pay.
6. To date only 1 covenant has been repurposed but a number of others have been identified and conversations with local authorities are taking place.

Recommendation B

7. The force has identified a number of projects to maximise the use of S106 funding.
8. S106 contributions are to be spent on 'capital items', not 'revenue-based' items. Innovation is recommended where possible, and no replacement items are proposed to replace worn out equipment. In respect to Estate or accommodation new, altered, or extended buildings fall within the suitable criteria. The other consideration is that S106 agreements are for the benefit of the residents of the development. This can be achieved by including Estate or equipment which provides a benefit to the area of the development or elsewhere within Leicester, Leicestershire and Rutland.
9. Set out below are a number of projects which have been identified as capital projects and meet the criteria to be funded from S106.

a) Current Projects

Projects local to development:

- Lutterworth Office £60k - £70k - Harborough

Strategic/Central projects:

- Firearms Building £500k – Pooled
A number of covenants have been identified and discussions underway with Charnwood BC, Melton BC, Harborough DC, NW Leicestershire DC, Oadby and Wigston BC, Rutland CC, Blaby DC and Hinckley and Bosworth BC to pool/repurpose funds for this project.
- NATO Helmets £52k – Pooled
A number of covenants have been identified and discussions underway with Charnwood BC, Melton BC, Harborough DC, NW Leicestershire DC and Blaby DC to pool/repurpose funds for this project.
- Specials Van £20k – Pooled

A number of covenants have been identified and discussions underway with Charnwood BC, Rutland CC, Harborough DC, NW Leicestershire DC, Blaby DC and Hinckley and Bosworth BC to pool/repurpose funds for this project.

- Electric Vehicles £170k - Pooled
A number of covenants have been identified but further work is ongoing to identified other covenants which could be used to fund this project.

b) Upcoming projects

- Evidence Gathering Equipment
- Contact Management Department refurbishment
- Occupational Health Refurbishment

c) Completed Projects

A number of projects have been completed and 1 successful repurposing of funds.

- Oakham Front Enquiry Office £74k
- Loughborough Office £210k
- ORLO £158k
- Firearms Locker Room £15k

Recommendation C

10. The force's S106 officer works in partnership with each of the District and Boroughs' S106 officers to ensure early awareness of new developments that are in the pipeline and opportunities to bid for S106 funding.

Recommendation D

11. A recruitment exercise for a dedicated S106 officer has been undertaken and a preferred candidate selected. The candidate is currently going through vetting and pre-employment checks. It is anticipated that the candidate will be in post in the new year.

Recommendation E

12. The Force has identified and successfully achieved circa £3.6m in Section 106 Contributions of which, £2.4m has been spent leaving the remainder of £1.1m.

	Blaby £	Charnwood £	Harborough £	Hinckley & Bosworth £	Melton £	NW Leics £	Oadby & Wigston £	Rutland £	Total £
No. open agreements	11	17	21	7	9	17	1	10	93
Total Value of Agreement	1,857,249	3,823,463	1,777,797	1,424,814	557,932	1,225,124	255,237	202,651	11,124,266
<i>Made up of:</i>									
Project not yet started	-	1,203,498	-	833,035	228,857	667,704	-	-	2,933,094
Money held by Developers	566,131	1,057,439	350,000	56,483	-	-	-	-	2,030,052
Money held by Local Authority	649,613	1,244,704	-	338,385	-	189,870	-	114,518	2,537,089
Total money drawn down	641,506	317,823	1,427,797	196,911	329,075	367,550	255,237	88,133	3,624,030
Total Money spent	(737,975)	(317,823)	(479,328)	(185,154)	(226,377)	(254,719)	(109,611)	(111,471)	(2,422,458)
Total funds remaining	1,238,583	3,493,140	1,298,469	1,239,660	331,555	901,907	67,507	102,849	8,673,670

13. There are a further £7.5m agreements in place, which have not yet been realised. Funds equating to £2.93m are from developments which have not yet started and £2m is held by the developers as they have not yet hit the trigger point. Developments can take anywhere up to 10 years to hit the trigger points and be available to force.

14. The Force are currently identifying which agreements are due to come to an end. These will be looked at in conjunction with the Capital programme to identify suitable projects, which can maximise the use of S106 agreements before they expire.

15. A S106 working group oversees and manages S106 agreements. The working group is chaired by a Superintendent from the Specialist Support Directorate and is attended by individuals from different areas of the force including finance, estates, IT, fleet, L&D. The Assistant Chief Officer (finance) from the Force and the Chief Finance Officer from the OPCC also attend.

16. All developer bids have been secured using Section 106 contribution agreements which are negotiated not by the force, but by local authority planning departments at the request of the Force.

Recommendation F

17. The Police and Crime Commissioner/Force are still reviewing the funding formula and methodology for future s106 bids.

Background Papers:

A - Tasking Group Report

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Meeting and Date: Police and Crime Panel for Leicester, Leicestershire and Rutland, 13 December 2023

Report Title: S106 updated

Author and Date: Kira Hughes, Chief Finance Officer, 04/12/2023

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