

Decision under Delegated Powers**Officer Requesting Decision**

Developer Contributions Monitoring Officer

Officer Making the Decision

Head of Planning and Growth

Recommendation

That the sum totalling £5,242.19 of section 106 monies that has been received as a contribution towards the provision of police equipment be paid to Leicestershire Police to reimburse for the purchase of 19 NATO helmets. The contribution will reimburse the cost of the equipment and will be paid upon the receipt of the invoice by the authority.

Reason

The release of the funding is in accordance with the relevant clauses in the section 106 agreement attached to planning permission P/14/0393/2 which states the contribution will be used towards “start up equipment” and P/13/1826/2 which states that the “Police Equipment Contribution” the policing contribution is to be put “towards the upgrade of police equipment”.

The NATO Helmets will be used by serving Leicestershire Police as they offer officers improved safety and durability while on operation.

Authority for Decision

There is a delegation in the Constitution to all Heads of Service “to pay over section 106 Monies in respect of non-housing items received by the Borough Council as the responsible authority, but which will not result in expenditure by the Council and where the Head of Service by the Head of Finance and Property Services” (Item 8 on Page 8-15)

For all Heads of Service to approve the release of funds they must be satisfied that the works to be carried out fulfil the requirement as set out in the section 106 agreement and have written confirmation for the relevant body that the monies are used for their intended purpose. Any unspent monies after 5 years of receipt by the Borough Council shall be returned to the developer as per the relevant clause within the section 106 agreement.

Decision and Date

4 March 2024

Background

Planning permission was granted for the erection of 101 dwellings with associated works and creation of a cemetery off Millstone Lane, Queniborough (P/14/0393/2) including a section 106 agreement that made the provision for a police authority contribution totalling £35,841 + indexation, including a contribution of £4,409.00 towards start up equipment.

When considering the proposal in relation to application P/14/0393/2 (land off Millstone Lane, Queniborough) Leicestershire Police stated that the development would be unacceptable on the grounds of sustainability without the necessary police contributions, the police contribution request considers the amount and type of development proposed and compares this with the existing policing demand and crime information for the beat and LPU area in which it's situated. The contributions requested were itemised based on the individual methodologies applied to the development and the CIL tests of compliance are applied. At the point of signing the s106 the contribution was applied as £4,409 towards start up equipment and £31,432 towards additional premises.

Planning permission was also granted for the erection of 380 dwellings with associated landscaping, public open space and access at land off Tickow Lane, Shepshed (P/13/1826/2) including a Section 106 agreement that made provisions of police equipment contribution totalling £17,637 + indexation towards the upgrade of police equipment.

Leicestershire police commented during consultation that without the necessary contributions the development would be unacceptable. The lack of capacity in the existing infrastructure to accommodate population growth and associated demands occasioned by the development. The request is directly related to the development and the direct policing impacts it will generate base on an examination of the demand levels in the local beat in which the site is situated. The contribution requested totalled £162,380 which were made up of amongst others of a "Police Equipment Contribution" totalling £17,637 for the upgrade of police equipment.

Leicestershire Police have purchased 19 NATO helmets which are a hybrid defender unit which use new built in technology in the lining and a higher strength visor, which benefits the officers by improving safety and durability while on operations in varying conditions and timeframes.

The full cost of the project is £5,242.19 (including VAT).

Having reviewed the costs associated with the purchase of the NATO helmets Officers are content that the request would support the provisions of start up equipment to address the population growth arising from these developments and that the proposed works are in keeping with the provisions of the respective s106 agreements.

Application	Purpose	Amount	Expiry date
P/14/0393/2 - land off Millstone Lane, Queniborough	start up equipment	£4,945.33	11/06/2024
P/13/1826/2 – Land off Tickow Lane, Shepshed	Towards the upgrade of police equipment.	£296.86	04/11/2026
	Total	£5,242.19	

Financial Implications

The money has been received and there are no financial implications for Charnwood Borough Council.

Payment will be coded to A009 D0555

Risk Management

Risk Identified	Likelihood	Impact	Overall Risk	Risk Management Actions Planned
			Very Low (1 - 2)	

Key Decision

No

Background Papers

All contained on planning files P/14/0393/2 and P/13/1826/2