

NOT FOR PUBLICATION

This report contains exempt information as defined in Paragraph 3 of Part 1 of
Schedule 12A to the Local Government Act 1972
(applies to Appendix A only)

Report to: **Hub Committee**
Date: **7 March 2023**
Title: **Capital Budget Monitoring 2022/2023**
Portfolio Area: **Performance & Resources – Cllr C Edmonds**
Wards Affected: **All**

Urgent Decision: **N** Approval and clearance obtained: **Y**

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RECOMMENDATION:

It is RECOMMENDED that the Hub Committee resolves to:-

- i. endorse the contents of the Report; and**
- ii. approve budget of £35,000 in 2023/24, £10,000 in 2024/25 and £10,000 in 2025/26 for Tamar Trails Infrastructure Renewal (see appendix C). This is to be funded from the Budget Surplus Contingency Earmarked Reserve.**

1. Executive summary

- 1.1 The report advises Members of the financial position as at 31st January 2023 for the purposes of budget monitoring.
- 1.2 A new reporting process is in place and the narrative around capital schemes previously included in this budget monitoring report will now be part of the Integrated Performance Management Update reports (the update is a separate report on this agenda). The capital budget monitoring report will purely focus on capital expenditure against budget.

- 1.3 The Council will carry out a fundamental review of all of the capital schemes within the existing Capital Programme in Summer 2023. This comprehensive review will identify schemes which have not yet proceeded and those capital projects which are not able to be proceeded with. This will dovetail with the revised arrangements for the development of the Capital Programme which will have a top down approach. The Capital Programme will be informed by the delivery of key priorities within the Corporate Strategy and will also contain capital projects that are needed to meet statutory health and safety requirements or service delivery requirements.
- 1.4 All capital projects are within the individual capital budgets approved by Members. The total approved capital budget is **£4,569,836** of which £2,006,733 has been profiled into 2022/23. **£1,585,086** of this allocation has been spent to date (Appendix A).

2. Background

- 2.1 The capital programme for 2022/23 was approved by Council on 15 February 2022 (CM58). This report provides an update on expenditure the Capital Programme.

3. S106 Deposits

- 3.1 The list of S106 Deposits are shown in Appendix B totalling **£1,495,427** as at 31 December 2022. **£127,982** has been spent on various revenue and capital projects as at this date and **£683,683** has been committed. A breakdown of these projects can be seen on Appendix B.
- 3.2 Some of these S106 Agreements have a clause within the S106 Agreement which states that the Council shall be entitled to use up to a five per cent (5%) part of the total payments and contributions payable pursuant to the provisions of the Agreement, towards the costs to be reasonably and properly incurred by the Council in monitoring compliance with the S106 Agreement and in assessing the details submitted to the Council for approval pursuant to the S106 Agreement.

4. Options available and consideration of risk

- 4.1 This is considered on a project by project basis as part of the project appraisal document and initial business case for each capital project.

5. Proposed Way Forward

- 5.1 This is considered on a project by project basis.

6. Implications

Implications	Relevant to proposals Y/N	Details and proposed measures to address
Legal/Governance		<p>Statutory powers are provided by the S1 Localism Act 2011 general power of competence.</p> <p>The capital programme is implemented in line with the Council's legal requirements, which are examined on a project-by-project basis. To date there are no undue legal concerns.</p> <p>The public interest has been assessed and it is considered that the public interest will be better served by not disclosing the information in the Appendices A and B. Accordingly this report contains exempt Information as defined in paragraph 3 of Schedule 12A to the Local Government Act 1972.</p>
Financial Implications to include reference to Value for Money		<p>All capital projects are within the individual capital budgets approved by Members. The total approved capital budget is £4,569,836 of which £2,006,733 has been profiled into 2022/23. £1,585,086 of this allocation has been spent to date (Appendix A).</p> <p>It is recommended that budget of £35k in 2023/24, £10k in 24/25 and £10k in 25/26 is approved for Tamar Trails Infrastructure Renewal (see appendix C). This is to be funded from the Budget Surplus Contingency Earmarked Reserve;</p> <p>The regular monitoring of the Capital Programme ensures the Council has arrangements in place to secure economy, efficiency and effectiveness in its use of resources.</p>

Risk		<p>The Council demonstrates that capital investment contributes to corporate priorities, provides value for money and takes account of the revenue implications of the investment. Regular monitoring of the capital programme and consideration of new pressures enables Members to control the programme and secure appropriate mitigation where problems arise.</p> <p>There is regular quarterly monitoring of the Capital Programme to Members where any cost overruns are identified at an early stage.</p>
Supporting Corporate Strategy		The Capital Programme supports all of the Thematic Delivery Plans within 'A Plan for West Devon'.
Consultation and Engagement Strategy		External consultation and engagement has not been undertaken with regard to this report.
Climate Change - Carbon / Biodiversity Impact		<p>The Council declared a Climate Change and Biodiversity Emergency on 23 July 2019 and a Climate Change Action Plan was presented to Council in December 2019.</p> <p>Further detail is set out in the Council's 'A Plan for West Devon' strategy.</p>
Comprehensive Impact Assessment Implications		
Equality and Diversity		This matter is assessed as part of each specific project.
Safeguarding		This matter is assessed as part of each specific project.
Community Safety, Crime and Disorder		This matter is assessed as part of each specific project.
Health, Safety and Wellbeing		This matter is assessed as part of each specific project.
Other implications		None

Supporting Information

Appendices:

Exempt Appendix A – Details of capital expenditure to 31st January 2023;
Appendix B – S106 Summary WDBC as at 31st December 2022; and
Appendix C – Tamar Trails Infrastructure Renewal.

Background Papers:

None

Process checklist	Completed
Portfolio Holder briefed	Yes
SLT Rep briefed	Yes
Relevant Heads of Practice sign off (draft)	Yes
Data protection issues considered	Yes
Accessibility checked	Yes