

BOLSOVER DISTRICT COUNCIL DELEGATED DECISION NOTICE

RECORD OF DECISION TAKEN BY THE CHIEF EXECUTIVE

10 MARCH 2025

ACCEPTANCE AND OF £803,022 UK SHARED PROSPERITY FUNDING FOR 2025/26 FROM THE EAST MIDLANDS COMBINED COUNTY AUTHORITY, AGREEMENT OF THE INVESTMENT PLAN FOR UK SPF 2025/26 AND AUTHORISATION OF DIRECT AWARDS OF THE ASSOCIATED CONTRACTS.

NAME OF OFFICER COMPLETING THIS FORM CHRIS FRIDLINGTON	
POSITION DIRECTOR FOR CORPORATE POLICY, DEVOLUTION & DEVELOPMENT	
DATE 10 MARCH 2025	
Authority for Decision (from the Constitution)	<p>The Chief Executive has the following power to accept the UK SPF funding delegated to Bolsover District Council from the lead authority, the East Midlands Combined County Authority (EMCCA) which is above key decision level (£803,022):</p> <p><i>4.10.10(43) To agree to the receipt of any external funding and the acceptance of any associated funding conditions.</i></p> <p>The Chief Executive has the following power to agree the investment plan:</p> <p><i>4.10.10(13) If there is an urgent need for a commercial decision, following consultation with the Leader and/or Deputy Leader and the relevant Portfolio Holder, to make the decision and endorsement will be sought from the Executive or Council as appropriate.</i></p> <p>The following power allows the Chief Executive, Directors and Assistant Directors to make a direct award of a contract, subject to demonstrating that award is an eligible exemption to the Council's Procurement Rules:</p> <p><i>4.10.9 (17) To award a contract without following one of the normal procedures within part 4.8.3 of the Council's Procurement Rules</i></p>

	<i>provided that one of the exemptions in part 4.8.4 of the Rules can be applied and the provisions of part 4.8.4 are met.</i>
Decision	<p>At the EMCCA Board on 10 February 2025, it was confirmed that EMCCA (in their capacity as lead authority for UK SPF 2025/26) would allocate a share of their total allocation of £25.17m of UK SPF for delegated regional delivery over the next financial year.</p> <p>At the same meeting, EMCCA confirmed that local authorities were required to manage the delegated delivery of UK SPF funding, and that Bolsover District Council will receive £803,022 in total for 2025/26 and this will be made up of £351,824 capital expenditure and £451,199 revenue funding.</p> <p>EMCCA require submission of an investment plan by 1 April 2025 prior to the draw down of the funding and all funded activities will need to be completed by 31 March 2026.</p> <p>The decision made is to accept the funding from EMCCA, to agree the attached investment plan and to make direct awards of contracts where it is expected that an external partner will be delivering supplies or services.</p> <p>The Investment Plan is attached to this decision as Appendix A (below).</p>
Reason(s) for decision:	<p>The Government's prospectus for UK SPF 2025/26 issued in January 2025 stated that EMCCA would be lead authority for UKSPF and would receive the region's allocation of funding for 2025/26.</p> <p>At previous EMCCA board meetings, no decision has been taken on how any UK SPF funding for 2025/26 would be used but the options under consideration were a mixed model of delivery with some funding shared with local authority delivery partners or all the funding would be used for regional programmes.</p> <p>The EMCCA Board meeting in February 2025 confirmed that delivery of some of the funding received by EMCCA would be delegated to the non-constituent Councils i.e. Districts and Boroughs (i.e. a mixed model was agreed).</p> <p>The District will benefit from the additional investment into the local area and therefore, the funding is being accepted.</p> <p>However, it has been necessary to agree an investment plan at pace because of the date of this decision by EMCCA to allocate funding to the Council in relation to the time allowed to submit an investment</p>

	<p>plan to draw down the funding and commence activities as early as practicable in 2025/26 and complete those activities by no later than 31 March 2026.</p> <p>The investment plan was agreed taking these factors into account and with particular regard to:</p> <ul style="list-style-type: none"> (i) the National Framework and the advice issued by EMCCA; (ii) 4% of the funding can be used to cover the cost of administration including commissioning, monitoring, reporting and evaluation of projects; (iii) the outputs achieved by the previous years' programmes and the status of those projects; (iv) the availability of match funding and the Council's priorities and ambitions; and (v) the deliverability, achievable outputs and realistic outcomes of potential projects and/or extension of existing programmes. <p>Taking into account the extreme urgency required to commence delivery from 1 April 2025 and to ensure completion of projects by 31 March 2026, and taking into account a direct award for the suppliers named in the investment plan is either justified by:</p> <ul style="list-style-type: none"> i. the acquisition of a unique artistic work or performance; ii. dependency on the unique intellectual property or exclusive rights of the supplier; or iii. for additional deliveries by the original supplier under an existing contract; <p>Exemptions from the Council's Procurement Rules are considered to be reasonably necessary on this occasion. The relevant exemptions are:</p> <p>4.8.4(d) The contract is the execution of work or the supply of goods or services to be required so urgently as preclude the invitation of tenders; and</p> <p>4.8.4 (e) The contract relates to the commissioning of projects funded by external grant where, for example, there is no (or insufficient) marketplace to tender for the supply of goods, services or works required.</p> <p>This decision was endorsed by the Council's Strategic Commissioning Board at a meeting held on 7 March 2025.</p>
Alternative options and	<p>The option not to accept the funding was rejected because the Council can demonstrate it can deliver a range of activities that meet the eligibility criteria within the timelines and those activities will</p>

reason(s) for rejection:	<p>deliver significant social, economic and environmental benefits for the District.</p> <p>The option to consult more widely on the Investment Plan was rejected because of the limited time for submission also taking into account the status of existing UK SPF activities that have already closed down are in the process of closing down and the relatively limited amount of funding available.</p> <p>The option to commission activities through Bolsover Partnership, issue invitations to tender and/or request quotations more widely was rejected with regards to the extreme urgency required for decision making and for contracting the identified activities.</p> <p>Alternative activities or actionable alternative processes for the administration of UK SPF were not otherwise identified at the meeting of the Council's Strategic Commissioning Board on 7 March 2025.</p>
Conflicts of interest and any dispensation:	The Constitution allows dispensation for an urgent decision on this case. There are no identified conflicts of interest.

PLEASE COMPLETE THE FOLLOWING DECISION INFORMATION:

Is this a Key Decision?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is this decision 'exempt' from publication?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If yes, please state relevant exemption paragraph:	
Do General Exception or Special Urgency Rules apply to this decision? (please specify on this form which applies (please check with Governance or the Monitoring Officer))	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> General Exception <input type="checkbox"/> Special Urgency <input checked="" type="checkbox"/>
I confirm that consultation has taken place with the Head of Paid Service, the Section 151 Officer, and the Monitoring Officer	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
I confirm that the Leader, Deputy Leader or the relevant Portfolio Holder have been consulted	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>

Authorising Signature

A handwritten signature in black ink, appearing to read "K. Hanson".

Unique Reference Number: DD0228/KH/XX0325
(this will be provided by Governance)

Date decision may be implemented N/A as taken under special urgency provisions
(this is following the call-in deadline date, if call-in is applicable - only Key Decisions may be called in)

Deadline date for calling-in this Key Decision is: N/A

Number of Members required to call-in an item is: Three Scrutiny Members

Method by which items may be called-in:

By completion of a form available from the Governance Team.

Recording of called-in items:

The Governance and Civic Manager shall be responsible for keeping and maintaining a log of called in items. In practice this log will be kept by the Governance Officers who are themselves authorised to accept notifications from Members.

A log shall be maintained in chronological order according to when requests are received. This log will be open for inspection by any Member of the Council, upon request.