

Agenda



TOURISM AND LEISURE COMMITTEE

Date:	Thursday, 2 June 2016 at 6:30 pm
Venue:	Town Hall, St Annes, FY8 1LW
Committee members:	<p>Councillor Cheryl Little (Chairman) Councillor Tim Ashton (Vice-Chairman)</p> <p>Councillors Christine Akeroyd, Jan Barker, Brenda Blackshaw, Julie Brickles, Maxine Chew, Richard Fradley, Paul Hodgson, Sandra Pitman, Vince Settle, Raymond Thomas.</p>

Public Platform

To hear representations from members of the public in accordance with council procedure rule 11.
To register to speak under Public Platform: see [Public Speaking at Council Meetings](#).

	PROCEDURAL ITEMS:	PAGE
1	Declarations of Interest: Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council's Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	Confirmation of Minutes: To confirm the minutes, as previously circulated, of the meeting held on 10 March 2016 as a correct record.	1
3	Substitute Members: Details of any substitute members notified in accordance with council procedure rule 24(c).	1
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<http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx>

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DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES DIRECTORATE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	4
THE ISLAND REGENERATION			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

This report presents the history and background to the development of the Island site on the promenade at St Anne's. The report also refers to recent interest in the Island and recommends the undertaking of a marketing process to seek expressions of interest and ideas/proposals to redevelop and regenerate the site.

RECOMMENDATIONS

That the committee:

1. notes the report and agrees to the principle of marketing The Island site to seek proposals for redevelopment and regeneration
2. instructs officers to prepare a brief and particulars for the marketing of the site which would set out those parameters to guide the exercise
3. agrees that once the brief and particulars are prepared that marketing is undertaken through appropriate media to seek interest from developers
4. agrees that a working group is approved made up of the chairman (or their nominee) from each of the following committees: Tourism & Leisure, Operational Management, Development Management and Finance & Democracy to assess any interest received
5. agrees that a report presenting the outcome of the exercise be produced and reported to members

SUMMARY OF PREVIOUS DECISIONS

Planning Policy Scrutiny Committee 31st July 2008

Following a lengthy debate the Committee RECOMMENDED the following:

1. To thank Mr Nick Laister and Jonathan Dixon of RPS Planning & Development for their attendance at the meeting;
2. To meet with the lessees of the site with a view to exploring their interest or otherwise in any redevelopment scheme in general, and in the proposed master plan in particular;
3. Dependent on the outcome of 2 above, to request that appropriate officers in consultation with the Chairman and Vice-Chairman of committee and the Portfolio Holder investigate the scope and

content of the proposed consultation exercise;

4. Dependent on the outcome of 2 above, to ask the Executive Manager in consultation the Chairman and Vice-Chairman of committee and the Portfolio Holder to look at alternative options for funding the next stages of the proposed Master Plan and how it could interlinked with the Heritage lottery fund;

Cabinet 17th September 2008

That dependent upon the outcome of a meeting with the lessees, to ask that the Portfolio Holder, in consultation with the Chairman and Vice-Chairman of the Committee and appropriate officers, to investigate the scope and content of the proposed consultation exercise.

Also, dependent upon the outcome of a meeting with the lessees, to ask that the Portfolio Holder, in consultation with the Chairman and Vice-Chairman of the Committee and the Director of Strategic Planning, to look at alternative options for funding the next stages of the proposed Masterplan and how it could be interlinked with the Heritage lottery fund.

Cabinet also agreed that following public consultation and subject to staffing resources officers be asked to prepare a planning brief in respect of the Sea Front Master Plan.

In reaching the decision set out below, the Cabinet considered the details set out in the report before it and at the meeting and RESOLVED to approve the recommendations of the Planning Policy Scrutiny committee.

CORPORATE PRIORITIES	
Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

HISTORY OF THE SITE

1. The site of Pleasure Island (now known simply as 'The Island') resulted from the closure and demolition of the former site of the St. Anne's Lido. The open air pool and its ancillary external area was closed to the public in 1988 and finally demolished in 1992. The Council had marketed the site since its closure and ultimately, the company, Carr Royd Leisure Ltd., took a long term lease and sought to redevelop the site. The theme for the site – to be known as Pleasure Island - was based primarily around children's entertainment, including the construction of a building to incorporate a play barn, although other uses became established including a casino, cinema and amusement arcade. Outdoor attractions, albeit within the overall site, included former railway carriages being used for café and specialist retail uses and children's rides.
2. By 2000 The Island site, comprising the main building, the public house, the railway carriages and the car park to the front, was let to Whitbread Ltd., though it occupied the public house and its car park only. The remainder of the site was sub-let to Carr Royd Leisure Ltd, who in

turn had a number of sub-lettings including the casino, amusement arcade, restaurant, internet café, railway carriages and fairground rides.

3. Whilst the site operated with some success, it is fair to say that the original budget for developing the site by Carr Royd Leisure had been modest. As a result, the 'build quality' of the new development had been and remains of mediocre quality. Subsequently Whitbread undertook the construction of a public house/restaurant on part of the site, considered to be of a relatively high standard in line with its company specification for such developments. This element of the site remains fully operational. The principal building operates as a cinema with an amusement arcade and area dedicated for restaurant use that ceased trading, but is to be re-opened shortly.
4. Under the previous operator, Carr Royd Leisure, the site operated at a modest level and in 2007 the company advised the council that it was exploring the potential for a comprehensive redevelopment of the site. In early 2008, relevant officers and Portfolio Holders of the council were invited by Carr Royd Leisure to attend a presentation to learn about its proposals for potential redevelopment. The proposals were radical in nature and involved the total demolition of all of the buildings and structures on the site and their replacement with a number of buildings, including a multi-storey hotel, entertainment uses and a covered shopping 'mall'. It was not known at that time whether the proposals were feasible from the point of view of developer interest, but they were considered by Carr Royd Leisure to be a 'starting point for discussion' that the company foresaw as an admittedly radical proposal.
5. As a response to the proposals presented by Carr Royd Leisure, the council resolved to undertake its own 'market testing' to ascertain what commercial interest there might be from the leisure industry. It advertised the commission and subsequently appointed RPS Planning to undertake the exercise. Part of the commission required the consultant to present, by way of a master planning exercise, how the site could be developed. Following its market testing, RPS reported its findings in late 2008 (which are detailed later in this report).
6. In 2008 the lease of the public house was assigned to Mitchells and Butlers Ltd. Carr Royd Leisure Ltd. continued to trade on the site until 2009, when the company went into administration. In 2011 the administrators assigned the lease of the remainder of the premises from Carr Royd to PDJ Management (Lytham) Ltd. Subsequently, this new operator reopened some of its former facilities including a refurbished cinema.

STRATEGIC CONTEXT

7. The council adopted the Fylde's Coastal Strategy and Action Plan in 2015 which sets out a vision up to 2032 for the regeneration of Fylde's 18 km coastline stretching from Starr Gate to Savick Brook and which establishes a network of green infrastructure (green and blue space) along the coast. The strategy identifies and develops high-level key actions, addresses the major issues affecting the Fylde coast and applies these key actions to 6 specific zones, (Zone 2 covers St Anne's and The Island).
8. The strategy aims to give a detailed overview of the many factors that should be taken into account to inform a plan of implementation aimed at the protection, restoration, regeneration, conservation, development and management of the natural and built environment appropriate to the particular area of coastline.
9. The Island site is located within Zone 2 St Anne's on the Sea. Any redevelopment of The Island site would cut across a number of key themes, key actions and zone specific actions. The Fylde Coastal Strategy key themes are summarised overleaf:

Theme 1 - Green Infrastructure and Landscape

- Protection and enhancements of green infrastructure assets
- Protect and enhance footpaths and cycle ways along the coast
- Enhance and develop public art opportunities throughout the green infrastructure network

Theme 2 - Coastal Protection

- The Island sea wall replacement

Theme 5 - The Visitor Economy

- To maintain a vibrant, diverse daytime and evening economy
- To work in partnership with the private sector to maintain a quality offer
- Through the planning process to support the primary holiday area as a centre for holiday accommodation and tourism whilst preventing inappropriate uses
- To encourage a range of fine dining experiences across the coast
- Promote the area as a primary hub for tourism

Theme 6 - Culture, Leisure, Sport and Recreation

The site plays host to St Anne's swimming pool; the principal site in Lytham St Anne's to offer public swimming. Actions include:

- To work in partnership with the major leisure providers and clubs and organisations to ensure sustainable facilities and varied and diverse sports activities.
- Sustain and further develop the sports facilities at St Anne's swimming pool and promenade gardens.
- Seek to develop the Island site to maximize its potential including developing a gateway project fronting St Anne's swimming pool.

Theme 7 - Heritage Assets

The promenade gardens are at a pivotal position on the sea front and are an impressive landscape laid out in the late nineteenth century. They are grade II Listed on Historic England's parks and gardens register. Actions include:

- Work closely with stakeholders and the community to develop and implement proposals for the enhancement of the historic assets
- Secure funding to restore the grade II listed promenade gardens

Theme 10 - Marketing Promotion and Publicity

- Develop interpretation and signage for St Anne's pier, promenade gardens and the Island site.

10. As outlined earlier, in 2008 RPS Planning was commissioned by the council to assess the potential for leisure development of the site and produce the St Anne's Seafront Master Plan. RPS was chosen for the commission partly on the grounds that the company had extensive experience of working with and on behalf of major players in the leisure sector.
11. The brief given to the consultant also required it to assess the way in which potential, viable uses, as may be identified, could be integrated into the site. In particular, the sea front, and the important 'listed' gardens presented significant constraints. This was to ensure that the scale, massing and orientation of development was appropriate for the site and its setting. At the time, in 2008, the council had resolved to close the indoor swimming pool (subsequently re-opened in 2010) and so the consultants considered two options. One considered redevelopment with the pool building retained and one with it assumed to be surplus to requirements, for reuse or demolition.
12. The two options presented took into account the potential uses that RPS Planning considered realistic for the site following their 'industry research'. These included the potential for a hotel, health spa, re-opening of the casino, health and fitness club, bowling alley and amusements. The concept Master Plans indicated a range of buildings over the site with options for retaining car parking and/or the creation of a large public square and re-modelled promenade.
13. The consultants thereafter, made five recommendations as a potential way of taking the redevelopment of the site forward. These were:

- (i) Allocate the site through a policy allocation in the 'local plan' for comprehensive redevelopment and indicate the type of permissible uses including tourism related retail, hotel use, leisure use, visitor attraction, casino use and prescribe car parking and other public realm enhancements.
 - (ii) Publish a planning brief for the site
 - (iii) Undertake a financial appraisal to ensure best value for the site to protect the council's interest.
 - (iv) With the current leaseholders, seek expressions of interest from the market.
 - (v) The council should prepare broader public realm proposals for the surrounding parts for the site.
14. Since the Seafront Master Plan was produced in 2008 the council has adopted two important strategic plans governing coastal defences.
 15. The first is the Shoreline Management Plan 2 (SMP2) which was adopted by members in 2010. This provides a high level assessment of the risks associated with coastal erosion and flooding along the north west England and north Wales coast. The policy describes how a stretch of shoreline is most likely to be managed to address flood and coastal erosion over the next 100 years. Furthermore the SMP2 presents long term policies to sustainably manage these risks to people and the developed, natural and historic environment. The coastline at The Island is part of cell 11b with an agreed policy to hold the existing defence line.
 16. The second is the [Strategy Appraisal Report \(StAR\)](#), also referred to as the Fylde Shoreline Strategy which was adopted by members in 2014. This sets out the more local proposals for the management of risks related to coastal erosion and flood from the sea along the Fylde coastline. The approved strategy will eventually lead to individual project appraisal reports (PARs) to seek Environment Agency funding for implementation of coastal defence schemes, the first of which is the Fairhaven & Church Scar project appraisal report.
 17. Coastal defences at The Island were built in the 1930s and form a strategic headland protecting the sand dunes from Fairhaven Road to Fairhaven Lake from erosion. This sub unit (F1.2 of the StAR) suffers from overtopping of the sea wall when high tides and storm surges occur and has in the past resulted in flooding of the car park and amenity premises. This flooding is expected to increase once climate change impacts take effect. By year 100 from the date of agreement of the StAR (i.e. 2114), 252 residential and 42 commercial properties would be at risk of erosion.
 18. The preferred option in the StAR for Sub Unit F1.2 is to maintain, with a new coastal defence in year 20 (i.e. by 2034). This will mean that the footprint of the structure will remain the same in the short term, accretion on the beach will also continue in the short term and the sand dunes will be managed and maintained.
 19. Any major regeneration plans for The Island may require an accelerated implementation of the new coastal defences to protect the new investment that sits behind. Currently the benefit cost ratio of the coastal defence scheme falls below that required for 100% public grant and at present would require other sources of funding.

RECENT HISTORY

20. When the St Anne's Seafront Master Plan was produced in 2008 the consultant spoke with a number of private sector operators and arrived at two broad options; limited redevelopment and major redevelopment. From these several sketch concepts were developed.
21. When the Master Plan report was considered, members resolved:

- To meet with the lessees of the site with a view to exploring their interest or otherwise in any redevelopment scheme in general, and in the proposed Master Plan in particular;
 - Dependent on the outcome of above, to request that appropriate officers in consultation with the chairman and vice-chairman of committee and the portfolio holder investigate the scope and content of the proposed consultation exercise;
 - Dependent on the outcome of above, to ask the executive manager in consultation the chairman and vice-chairman of committee and the portfolio holder to look at alternative options for funding the next stages of the proposed Master Plan and how it could interlinked with the heritage lottery fund;
22. Cabinet also agreed that following public consultation and subject to staffing resources officers be asked to prepare a planning brief in respect of the Sea Front Master Plan.
 23. The Master Plan was commissioned and prepared around the time of the worldwide financial crisis of 2007-08. With economic decline nationally and locally, many operators were focused on staying in business with reduced exposure to risk which meant no investment capacity/opportunity at the time.
 24. In line with the cabinet resolution a meeting was held with key lessees at the time although given the underlying state of the economy there was no appetite or economic potential to consider any redevelopment of the site. As a result of this there was little point in undertaking a wider consultation exercise at the time.
 25. Subsequently in 2009 the operator of The Island went into administration and the facility was put on the market. Following marketing of the site by the administrator there was some interest in the site and the council received a request to assign the lease to PDJ Management Ltd. Early meetings with the new operator in relation to the Master Plan revealed that the company wished to consolidate its operation before considering any major investment proposals.
 26. Over the last few years, the site has, for the most part, continued to operate on what might be considered a relatively low key, although viable, basis. There have been improvements to the cinema within the main building and the public house. Part of the site has been used intermittently by a series of restaurant operators and whilst currently unused, it is believed that it is to re-open shortly after some investment. The casino licence remains in place but this part of the enterprise is not currently in use. External to the building, the railway carriages have been retained for specialist retail and café use and the rear of the site is used as a Council run car park.
 27. The site is in a key sea front location and, as outlined within the report, the original development, which included the brick clad portal framed building, could never have been considered something of high architectural quality. It was the result of the level of developer interest at the time and presumably the funding available. Later additions to the buildings and some alterations have had beneficial effects and the removal of some of the accumulated clutter under the present principal operator has been welcomed. With the appropriate level of investment, the present building and site could be significantly improved with the design rationalised and external spaces enhanced.
 28. Since 2008, the proposals for the re-development of the coastal defences have advanced and the outer promenade, which includes The Island site, will be replaced. The replacement sea wall is due for completion in around 20 years' time from 2014 (i.e. 2034). In the case of a potential comprehensive redevelopment of the site it might be possible to bring forward the construction timeframe, particularly if the level of investment had significant economic benefits and some element of grant aid could be justified to create an element of 'match

funding'. If a more modest development proposal were to be brought about it is likely that the sea wall replacement would run to its current anticipated schedule.

29. The RPS Master Plan exercise included a significant level of market testing and in 2008 there appeared to be interest in the site and its development potential from a number of leisure operators. This type of comprehensive redevelopment would also have had significant aesthetic benefits to the site and its surroundings and added significantly to the leisure offer of St. Anne's and the Borough.

DEVELOPMENT PROPOSALS

30. There is an action in the council's agreed Coastal Strategy (2015) to *seek to develop The Island site to maximise its potential including developing a gateway project fronting St Anne's swimming pool.*
31. Recently the council received interest from a developer proposing refurbishment and reconfiguration of the wider Island complex. An initial assessment of these proposals is that they are a potential solution to the issues at The Island and could be an indication that the economic climate for such investment is now right to achieve improvement and regeneration. The complex and multiple leasing arrangements do, however, comprise a significant obstacle to implementation of the plan.
32. In order to understand these complexities it is necessary to be aware of the current legal position. Fylde Council owns the freehold of the entire Island site. Mitchells and Butlers Ltd (M & B Ltd.) has a lease, with 80 years unexpired, of the main Island building, the public house, the railway carriages and the car park to the front. They occupy the public house and its car park, while the remainder of the leased area is sub-let to PDJ Management (Lytham) Ltd on a lease with 26 years unexpired. They, in turn, have a number of sub-lettings including the casino, amusement arcade, restaurant, beach huts office, railway carriages and fairground rides. As it is not a party to these sub-lettings, the council is not aware of their detailed terms. Some of the minor tenancies could be allowed to expire, but no major regeneration of The Island could take place without coming to an arrangement, or working in partnership, with the main leaseholders.
33. The party is interested in the regeneration of the whole of The Island, which is shown edged black on the attached plan and also includes the swimming pool, council car parks, RNLI boathouse, boating pool, café and ice cream kiosk. This is despite the fact that there are protected leases in place which cannot be overridden.
34. Building upon the work carried out to date it is proposed that a broad marketing exercise be undertaken to seek interest from private investors to see what ideas and proposals come forward for the site.

LAND TRANSACTION RULES

35. The council has within its constitution a section titled 'Land Transaction Procedure Rules'. This sets out the rules that shall be complied with for contracts to sell or buy land made by or on behalf of the council. Any disposal of the council's interest in land at The Island would be governed by these rules.
36. The Rules include a presumption that, in order to obtain maximum value from any disposal, there will be competitive marketing by way of tender, private treaty or auction unless special circumstances apply. Special circumstances may include the existence of a 'special purchaser' or 'partner'. It is considered that neither of these apply in the case of the interest shown in The Island site. Therefore if members are minded to proceed, any disposal of all or part of the

council's interest in The Island should be undertaken competitively so as to obtain the best consideration.

FINANCIAL CONSIDERATIONS AND RISKS

37. The council currently benefits from a source of revenue income from owning the wider Island site. When income from the leases and that from the council car parks is added together it achieves around £145,000¹ in gross annual income for the council. The council's costs in managing and operating these facilities would need to be deducted to obtain the true net value of the site to the council.

PROCESS FOR SEEKING INTEREST

38. The simplest approach to marketing the site would be to offer the council's freehold interest. This would give the chosen developer the same, albeit limited, ability to carry out a scheme and work with tenant's to achieve its implementation. However, a freehold sale would limit the council's ability to control the long term future of The Island and it is recognised that members would be reluctant to dispose completely of such an important asset. The recommended approach would be to instead offer a long leasehold interest, which could be created to sit between the council, as freeholder, and its existing tenants. The lease could incorporate terms allowing the council control over key issues. However, the complex leasing arrangements are likely to be a deterrent to prospective developers.
39. If members agree to the principle of marketing the site, it is recommended that certain parameters are set through a brief to guide the exercise. Such parameters will need to be broad and flexible so that any developer can cooperate with the main tenants and work round any that are unwilling. They could, however, include retaining elements of control in major areas and restrictions on types of use which would be unacceptable. This may include the site coverage and design parameters that would be applicable, including height, mass and scale.
40. Once a brief and site particulars are prepared, it is proposed that marketing would be undertaken through appropriate media to seek interest from developers. This is likely to run for a minimum of two months to allow interested parties to acquaint themselves with the site, undertake appropriate investigations and research, and develop their ideas for submission to the council.
41. It is proposed that following the receipt of any interest and the production of a report from the Principal Estates Surveyor, this is initially considered by a working group made up of the chairman (or their nominee) from each of the programme committees, for the rationale as described:
- Tourism and Leisure (the main committee responsible for assets at The Island)
 - Operational Management (the committee responsible for car parking)
 - Development Management (the committee responsible for economic regeneration projects)
 - Finance and Democracy (the committee responsible for overall financial management)

¹ 2016/17 budget estimate

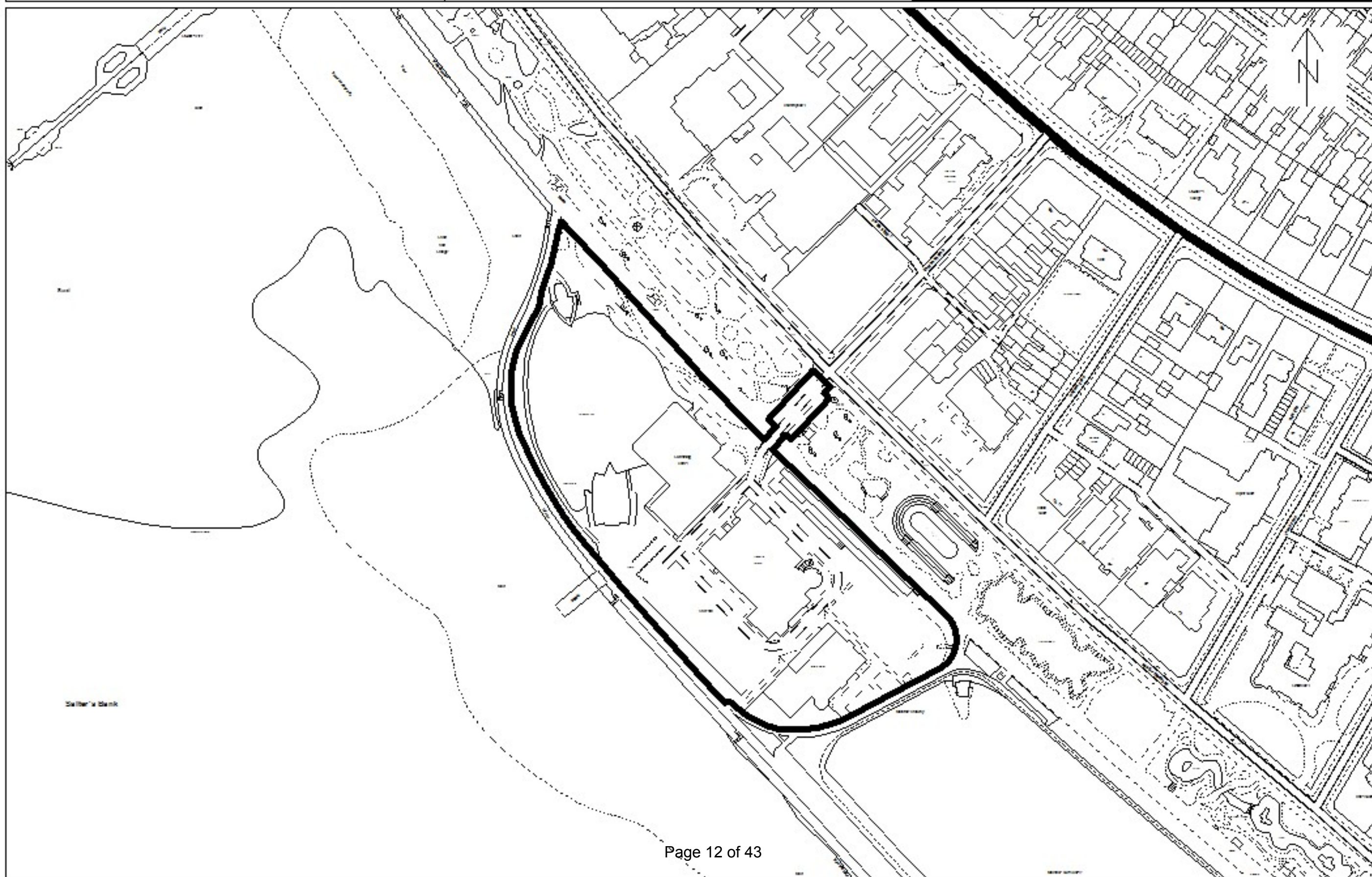
42. At this stage it must be stressed that any invitation would be seeking proposals for the development of the site. The council would be under no obligation to accept any offers or dispose of any interest. This exercise would be a precursor to more detailed consideration before any disposal was agreed.
43. A further report would be presented to committee on the outcome of the process above, along with recommendations.
44. Any eventual disposal would be by way of 'sale by private treaty' as defined by the Land Transaction Procedure Rules. The Land Transaction Rules state that '*a sale by private treaty will not be concluded until the Decision-Maker has considered a report containing the provisional terms for the sale negotiated by the Principal Estates Surveyor or external agent, details of all other offers received, and an explanation of why they have been recommended to be rejected*'.

IMPLICATIONS			
Finance	This report seeks approval to the principle of marketing The Island site to seek proposals for redevelopment and regeneration and also details the proposed process by which this may be achieved. At this stage there are no financial implications arising from this report. The working group (which the report proposes to oversee this exercise) will report back to this committee at a later date. Any financial implications arising from the conclusions and recommendations of that working group will be contained within that later report.		
Legal	The council is obliged to obtain the best consideration reasonably obtainable for the disposal of any land asset and, as noted above, the Land Transaction Procedure Rules would also apply to any disposal.		
Community Safety	None		
Human Rights and Equalities	None		
Sustainability and Environmental Impact	None		
Health & Safety and Risk Management	None		
LEAD AUTHOR	TEL	DATE	DOC ID
Paul Walker	01253 658431	13 th May 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
St Annes Seafront Masterplan	July 2008	http://www.fylde.gov.uk/council/planning-policy--local-plan-/local-development-framework/evidence-base/comprehensivelistofevidence/

Appendices

Appendix 1 – Site Plan



DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES DIRECTORATE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	5
FRECKLETON MEMORIAL GARDENS COMMUNITY PROJECT			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

The Friends of Freckleton Memorial Gardens have been working in partnership with Fylde and LCC officers since April 2013, on a community project to “create a fully inclusive play area and surrounding gardens for the community to enjoy within the current Freckleton Park”.

The project has followed the ten stage process of the community parks improvement programme, which has included a comprehensive consultation exercise, the production of an agreed Masterplan and funding strategy. Officers have assisted the Friends group with a number of external funding bids, in addition to their own fund raising and a grant from Freckleton Parish Council. At the Council meeting on the 30 March 2015, Council approved a capital contribution of £50,000 to the Friends of Freckleton Memorial Park, in the 2016/17 budget, to be fully funded from the Councils Capital Investment Reserve.

The report describes the funding strategy and summarises the context and details the receipt of tenders, tender assessment following the procurement process for new play facilities and associated improvement works at Freckleton Memorial Gardens.

RECOMMENDATION

The Tourism and Leisure Committee are asked to give consideration to and recommend to the Finance and Democracy Committee to:

1. Agree that the Council acts as accountable body for the additional capital budget in the sum of £122,350, fully funded from various external grants and Section 106 contributions as detailed in the report.
2. Approve a fully funded capital budget increase to the 2016/17 capital programme of £122,350, to be fully funded from the various external grants and Section 106 contributions as detailed in the report which will give a total capital budget of £172,350
3. Authorise the proposed expenditure in respect of the scheme to undertake improvements to Freckleton Memorial Gardens as detailed in the report. The approved Capital Programme for 2016/17 includes part funding of this scheme in the sum of £50,000 funded from the Capital Investment Reserve.
4. Agree the letting of the contract for the design and build of new play facilities and associated

improvement works to Wicksteed playgrounds in the sum of £172,350, subject to the funded budget increase of £122,350 to the 2016/17 capital programme, being approved by the Finance & Democracy Committee.

SUMMARY OF PREVIOUS DECISIONS

Cabinet 28th April 2010 – Community Parks Improvement Programme:

Cabinet considered the details set out in the report before it and at the meeting and RESOLVED:

2. To agree that the Council will act as the accountable body for individual schemes and funding streams where necessary.
4. To present individual detailed reports of the remaining schemes to future meetings of Cabinet to ensure that the Council's financial regulations are satisfied.

Council Meeting 30 March 2015 – Budget 2015/16 Capital Scheme – Contribution to Freckleton Memorial Garden Community Project:

Council considered the details set out in the report before it and at the meeting and RESOLVED:

To approve a capital contribution of £50,000 to the Friends of Freckleton Memorial Park Community Group subject to;

- a) The project being managed and money spent through Fylde Councils Parks Development processes,
- b) Confirmation when funding in place for the whole project before going out to tender and reporting to committee,
- c) That a time limit of two years is placed on securing the total project funding and that if the project funding has not been secured within the time limit the contribution is rescinded and returned to the capital investment reserve,
- d) Fylde Council to receive full publicity for its contribution in any publicity or communication release including on site notice boards.

Tourism & Leisure Committee 7 January 2016 – Freckleton Memorial Gardens Project:

A further report will be presented to the Tourism & Leisure Committee and also the Finance & Democracy Committee to confirm that all the funding grants are secure and to summarise the details of the receipt of tender and tender evaluations and detailing all expenditure to be incurred to demonstrate full compliance with the financial and contract regulations.

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	√
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

BACKGROUND

1. The Friends of Freckleton Memorial Gardens have been working in partnership with Fylde and LCC officers since April 2013, on a community project to “create a fully inclusive play area and surrounding gardens for the community to enjoy within the current Freckleton Park”.
2. The ‘Friends’ are a group of like- minded local residents who are passionate in their aim to improve the range and standard of recreational facilities in Freckleton Memorial Gardens. The group, in partnership with Freckleton Parish Council took the opportunity to work with officers to take the project through the ten stage process of the community parks improvement programme:
 - Set up a supporters group (Friends group with a constitution)
 - Apply to LCC for support officer from the Environmental Projects Team to assist with:
 - i. Comprehensive consultation exercises
 - ii. External funding grant assistance
 - Initial consultation with group, local residents and users to produce a design brief based on
 - community need
 - Produce 3 concept drawings based on the design brief
 - Consult / agree / produce final Masterplan
 - Cost the project up in sections (Bill of Quantities and specifications)
 - Prepare funding strategy
 - Tender and evaluation (with community)
 - Project Management
 - Open Event / Future use /Maintenance
3. The constituted group have attended regular progress meetings with officers, elected members, stakeholders and the Parish Council during the past 3 years, and have carried out numerous public consultation events to establish local need and requirements.
4. The consultation feedback was analysed and directly informed a number of concept designs for the site prepared by Fylde Councils Landscape Design & Development Officer. Further consultation exercises and meetings were undertaken with the Town Council and local residents to agree a final Masterplan for the site.
5. Once the Masterplan was agreed, the preferred scheme was costed based on recent estimates and industry rates. The total project costs were estimated around £160K - £180K.

SCHEME DETAILS

6. Freckleton Memorial Gardens currently has an existing children’s play area. The current provision is very limited, with the equipment in poor condition. The current facility is not fully inclusive and does not meet the needs of local residents and the Parish Council, it is not adequate in either condition or provision.
7. The consultation focused on what specific facilities park users would like to see in the Gardens, and how these new facilities could be used in a cohesive way which would not be detrimental to the sympathetic nature of the Memorial Gardens.

8. The new play facilities will include a range of fully inclusive children's play equipment, including tunnels/swings/climbing apparatus/springer units/roundabout/multi-play unit and slide. The site will also benefit from a MUGA (multi use games area), and a small zip wire.
9. The project will include relevant safety surfacing, perimeter fencing, and furniture including seating, bins and signage. New drainage will be installed where necessary and the whole site will benefit from imaginative landscaping and planting.

A COST BREAKDOWN OF THE SCHEME

FRECKLETON MEMORIAL GARDENS	
Design Categories as described in the design brief	Net Figure (£)
Removal of existing play equipment and safety surfacing	£ 5,817
A range of children's play equipment	£ 45,886
A MUGA with fencing of 3m high and approx. dimensions of 10m X 20m	£ 14,997
A zip-wire aimed at children up to the age of 11	£ 5,750
Appropriate safety surfacing to all elements	£ 86,574
Perimeter fencing	£ 1,503
Site furniture	£ 1,717
Imaginative landscaping	£ 3,936
Drainage system	£ 3,986
Contingency	£2,184
TOTAL (Net)	£ 172,350

THE METHOD AND COST OF FINANCING THE SCHEME

10. In early 2015 the Friends group wrote to Fylde Council to request a £50K capital contribution towards the project. The request went to full council and the request was agreed at the meeting of 30 March 2015, and £50K is included within the approved Capital Programme for 2016/17 for this project. The offer was conditional on the group achieving the remaining funding through external bids and a contribution from the Parish Council.
11. The Friends group have undertaken numerous community events over the last 3 years to raise funding for the project. To date the group have raised around £9K. In addition, the group have secured a 10K grant from BAE and a £6K grant from LCC. Freckleton Parish Council have committed a grant of £20K to the project.

12. The 5 existing S106 contributions below have been 'ring-fenced' to the project, in agreement with the Parish Council. The total of S106 contribution is £14,875, relating to five developments in Freckleton. The developments and contributions are listed below:

Application Number	Development	S106 Contribution
08/0124	11 Lytham Rd, Freckleton	£3,400
09/0034	115 Kirkham Road, Freckleton	£1,600
09/0034	115 Kirkham Road, Freckleton	£400
11/0657	Goe Lane, Freckleton	£8,625
08/0124	11 Lytham Road, Freckleton	£850
Total		£14,875

13. The group, assisted by officers from Fylde and LCC have been successful in two further external bids, £30K from the Lancashire Environmental Fund and £32,475 from Veolia, giving a project budget of £172,350.

14. Table of internal and external grants:

Source	Amount	Status
Freckleton Parish Council	£20,000	Secured
BAE	£10,000	Secured
Friends of Freckleton Memorial Gardens	£9,000	Secured
LCC	£6,000	Secured
FBC	£50,000	To be granted on approval
LEF	£30,000	Secured
Veolia	£32,475	Secured
Section 106	£14,875	To be granted on approval
TOTAL	£172,350	

FUTURE REVENUE BUDGET IMPACT

15. Freckleton Memorial Gardens are owned by Freckleton Parish Council. Any additional revenue implications linked to this proposal will be met by the Parish Council. These costs have been clearly identified and agreed with the Parish Council.

RELEVANT VALUE FOR MONEY ISSUES

16. In order to ensure that value for money is achieved a procurement exercise has been undertaken in accordance with the Council's contract procedure rules. Selection of the successful tenderer will be on the basis that value for money is a key consideration as well as the suitability of the new facility.

RISK ASSESSMENT

17. A risk assessment has been carried out to identify and mitigate any risks associated with the project which is attached as appendix 1.

VIABLE ALTERNATIVES

18. The project could have been procured and delivered by the Community group or Parish Council. However, professional assistance from Council Officers with specific regard to landscape design, procurement and project management proves to provide the best value for money, competent schemes and is the favoured delivery option by external funders.

PROCUREMENT PATH (AND ANY DELEGATIONS AS REQUIRED)

19. Officers from the Parks & Greenspace Team have led the procurement process. The tender followed the 'restricted tendering procedure' using the CHEST procurement portal.
20. Quotations have been received for the provision of new play facilities and associated improvement works on a design and build basis. The suppliers were given a project value figure of £172,350 and a design brief prepared by the Landscape Design and Development Officer, which provided suppliers with comprehensive details of the essential project requirements.
21. 6 completed tenders were received and evaluated on a 70% quality and 30% cost basis.
22. The price evaluation was carried out as follows: the proposals were to be based on a budget of £172,350 including a contingency. 30 marks were awarded for quotations of £172,350. For every £1,000 variance either way 5 points were deducted.
23. The quality evaluation was carried out as follows: quality criteria formed 70% of the total, based on the following quality criteria:

• Programme, health and safety and method statement	10
• Quality of design, creativity and innovation	20
• Range of equipment and play value	20
• Landscaping, Infrastructure and drainage	5
• Education and inclusivity	5
• Added value	5
• Sustainable and eco friendly	5
Quality Total	70

24. The quality evaluation was made under the criteria listed below, and the information required from the suppliers was scored on the following basis:

Score	Description
0	The Evaluation Panel felt that none of the requirement was met or demonstrated or no response was provided.
1	The Evaluation panel felt that a few areas (20% or less) of the requirement has been met or demonstrated.
2	The Evaluation panel felt that some areas (between 21% and 59%) of the requirement has been met or demonstrated.
3	The Evaluation panel felt that most of the requirement (60% and above) has been met or demonstrated
4	The Evaluation panel felt that the requirement has been fully met or demonstrated.
5	The Evaluation Panel felt that the supplier had exceeded this requirement.

25. The quality scores are added to the price scores to identify the preferred submission. For example a price of £172,350, would be scored a maximum of 30 points, which would be added to the quality score (maximum 70 points), to give a score out of 100.

26. The result of the tender evaluation exercise is set out below. The evaluation panel comprised of officers from the Parks & Greenspace Team, Friends of Freckleton Memorial Gardens and representatives from the Town Council.

Company	Hags SMP	Playdale	Wicksteed Playgrounds	Russell Play	Pennine Playgrounds	Eibe Play
Criteria						
Price score	30	30	30	30	30	30
Programme, health and safety and method statement	6	4	6	6	4	8
Quality of design, creativity and innovation	8	8	20	12	8	12
Range of equipment and play value	8	8	20	12	8	12
Landscaping, Infrastructure and drainage	2	1	4	3	2	3
Education and inclusivity	3	2	4	2	2	2
Added value	3	0	2	1	2	4
Sustainable and eco friendly	3	1	4	3	2	3
Total score	63	54	90	69	58	74

27. The evaluation panel considered that the Wicksteed playgrounds submission demonstrated a better quality provision in terms of quality of design and range of play equipment. The quotation figure for the recommended submission is £172,350, including a contingency. The delivery of this project can commence on site in January 2015 and will be completed for March 2016.

OBJECTIVES, OUTPUTS AND OUTCOMES

28. Objectives, Outputs and Outcomes:

- Provide modern, safe and innovative play facilities
- Achieve the ambitions of the local community
- Improved access for all
- Provision of additional facilities for young people
- Clean and Green – “Deliver high quality parks and open spaces”
- Great Place to Live – “Support and promote volunteers effort to improve their local community”

DRAWINGS AND PLANS

29. A full set of drawings detailing the scheme proposals are included in Appendix 2.

CONCLUSION

30. The proposal is to award the tender to provide and install a range of play facilities and associated improvement works as detailed in this report at Freckleton Memorial Gardens, as per the agreed tender specification to Wicksteed playgrounds, to the value of £172,350 for completion before 31st September 2016.

IMPLICATIONS	
Finance	<p>Funding for a scheme for this purpose is included within the approved Capital Programme for 2016/17 in the sum of £50k, fully financed from the Capital Investment Reserve.</p> <p>The report recommends to the Finance and Democracy Committee a funded budget increase to the 2016/17 capital programme of £122,350, to be fully funded from the various external grants and Section 106 contributions as detailed in the report to provide a total budget for 2016/17 of £172,350.</p> <p>The report requests Finance and Democracy Committee to agree to the Council acting as accountable body as detailed in the report for the additional £122,350.</p> <p>The committee is requested to authorise expenditure in 2016/17 of £172,350 in respect of the proposed scheme to construct a new play area and associated improvement works at Freckleton Memorial Gardens.</p>
Legal	None arising from this report
Community Safety	Provision of modern recreational facilities is important in terms of providing diversionary activities
Human Rights and Equalities	None arising from this report
Sustainability and Environmental Impact	The proposals represent the replacement of old equipment which is no longer fit for purpose. Freckleton Parish Council will be responsible for the maintenance of the new facilities.
Health & Safety and Risk Management	The quotation requests included Health and Safety information which will be developed by the successful contractor prior to starting on site to safeguard the public and contractor personnel.

LEAD AUTHOR	TEL	DATE	DOC ID
Mark Wilde	01253 648475	13 May 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Cabinet agenda and minutes	28th April 2010	Cabinet agenda and minutes
Council Meeting agenda and minutes	30 March 2015	Council agenda and minutes
Tourism & Leisure Committee agenda and minutes	7 January 2016	Tourism and Leisure Committee agenda and minutes

Appendices

1. Committee Risk Assessment
2. Detailed Design and illustration

Appendix 1

Committee Risk Assessment Template

Directorate: Development Services		Date of Assessment: 12 th May 2016		
Section: Parks & Greenspace		Assessment Team: Mark Wilde & Johanna Wood		
Assessment Activity / Area / Type: Construction of a play area and associated improvement works at Freckleton Memorial Gardens				
Do the hazards create a business continuity risk? No				
RISK DESCRIPTION	RISK SCORE (Likelihood x Impact)	RISK MITIGATION	RESIDUAL RISK SCORE (Likelihood x Impact)	RISK OWNER / RISK REGISTER
Increased maintenance implication for Freckleton Borough Council.	4	Freckleton Memorial Gardens are owned by Freckleton Parish Council. Any additional revenue implications linked to this proposal will be met by the Parish Council. These costs have been clearly identified and agreed with the Parish Council.	2	Mark Wilde
Failure of contractor to deliver to specification	9	Project management support from in house technical expertise and fixed price contract. All works to be completed to the detailed design and specification.	6	Johanna Wood

Possibility of personal injury to the public during the construction period.	8	A pre-contract health and safety plan will be developed by the contractor to ensure the safe operation within the site. Areas of active construction will be fenced off and information provided about safety aspects of the construction site. The contractor will carry five million pounds public liability insurance.	6	Johanna Wood
The new play area and associated improvement works fail to meet community or stakeholder aspirations.	6	The existing facility does not meet the need of the local community with regard to the condition and range of play equipment. Local residents and ward members were involved in the assessment of tenders and designs for the work.	3	Johanna Wood
Increased risks to the public as a result of the development.	6	A full risk assessment will be completed before the area is open to the public.	4	Johanna Wood
Project not delivered on time and funding not utilised.	9	Officers work closely with successful contractor to ensure timely start on site.	6	Johanna Wood
Project overspend	9	Project officer to monitor & control costs. Budget contains an element for contingencies.	6	Johanna Wood

Risk Likelihood

6 = Very High
5 = High
4 = Significant
3 = Low
2 = Very Low
1 = Almost impossible

Risk Impact

1= Negligible
2 = Marginal
3 = Critical
4 = Catastrophic

Multiply the likelihood by the impact and if the score is above 12 then mitigating action should be undertaken to reduce the risk. This action should be recorded and monitored in either a directorate or corporate risk register.



DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES DIRECTORATE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	6
HOPE STREET PARK FOOTWAYS			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

This report presents the details of proposed resurfacing works to Hope Street Park Footpaths fully funded from the Capital Investment Reserve within the 2016-2017 approved Capital Programme.

RECOMMENDATIONS

The Committee is requested to authorise the proposed expenditure works up to £24,000 in 2016/17 to Hope Street Park Footpaths as detailed within the report, with the works being fully funded from the Capital Investment Reserve as part of the approved 2016-17 capital programme.

SUMMARY OF PREVIOUS DECISIONS

Tourism and Leisure Committee 12th November 2015

Resolved - 1. To support the proposed capital bids for Hope Street footways and the water play area project at the Promenade Gardens, St Annes in that priority order for further consideration by the Budget Working Group.

Council 2nd March 2016

The proposal was carried and it was therefore RESOLVED:

1. to approve and adopt the recommendations of the Finance and Democracy Committee as follows:
(c) The updated Five Year Capital Programme including the changes proposed by the Budget Working Group, as set out in Appendix G.

CORPORATE PRIORITIES	
Spending your money in the most efficient way to achieve excellent services (Value for Money)	✓
Delivering the services that customers expect of an excellent council (Clean and Green)	✓
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	✓
Promoting Fylde as a great destination to visit (A Great Place to Visit)	✓

REPORT

BACKGROUND

1. The budget approved by Council for 2016-17 includes a capital budget of £24,000 for Hope Street park footway improvements. A recent survey of the condition of the park footways has identified the urgent need to resurface certain sections.

THE RESURFACING SCHEME

2. The proposal is to resurface 1,071m² of footpaths at Hope Street Park. This involves planing off the existing surface to an average of 65mm, laying a 45mm binder course followed by a 20mm close graded wearing course.
3. There is some urgency for the work to take place as the existing surfaces are deteriorating due to age and wear.
4. A scheme for the work has been designed and tendered through 'The Chest' which is the Council's agreed procurement portal.

A COST BREAKDOWN OF THE SCHEME

5. Four quotes for the work were received via the Chest system from

William Pye Limited	£23,250
W Monks Ltd	£27,495
Landscape Engineering	£30,007.10
Lancashire County Council	£36,630
J & C Devlins declining to quote.	

William Pye Ltd gave the lowest quote as follows:-

Preliminaries	£1,000
Plane off	£2,500
Resurface	£19,750
Total	£23,250

6. The works will therefore be undertaken by William Pye Ltd and supervision of the contract will be undertaken by the Technical Services team.

THE METHOD AND COST OF FINANCING THE SCHEME

7. The 2016/17 approved capital programme budget of £24,000 for Hope Street Park Footways is fully funded from the Capital Investment Reserve.

THE FUTURE REVENUE BUDGET IMPACT

8. The footway is an asset currently managed and maintained by the Council and so there would not be any additional revenue costs arising as a result of the capital scheme, with all ongoing maintenance costs being met from existing revenue budgets.

RELEVANT VALUE FOR MONEY ISSUES

9. The works have been specified by using accepted footpath surfacing techniques within the budget available and have been procured competitively as per the Council's contract rules and procedures for medium size contract and tendered through 'The Chest'.

RISK ASSESSMENT

10. The work needs to be undertaken urgently so as to minimise the risk of damage and injury. It is not anticipated that there would be any issues with cost overrun as the works are not technically complex and simple to survey and specify. William Pye Ltd have carried out a number of similar schemes within the borough recently which have been carried out satisfactorily and on budget.

VIABLE ALTERNATIVE

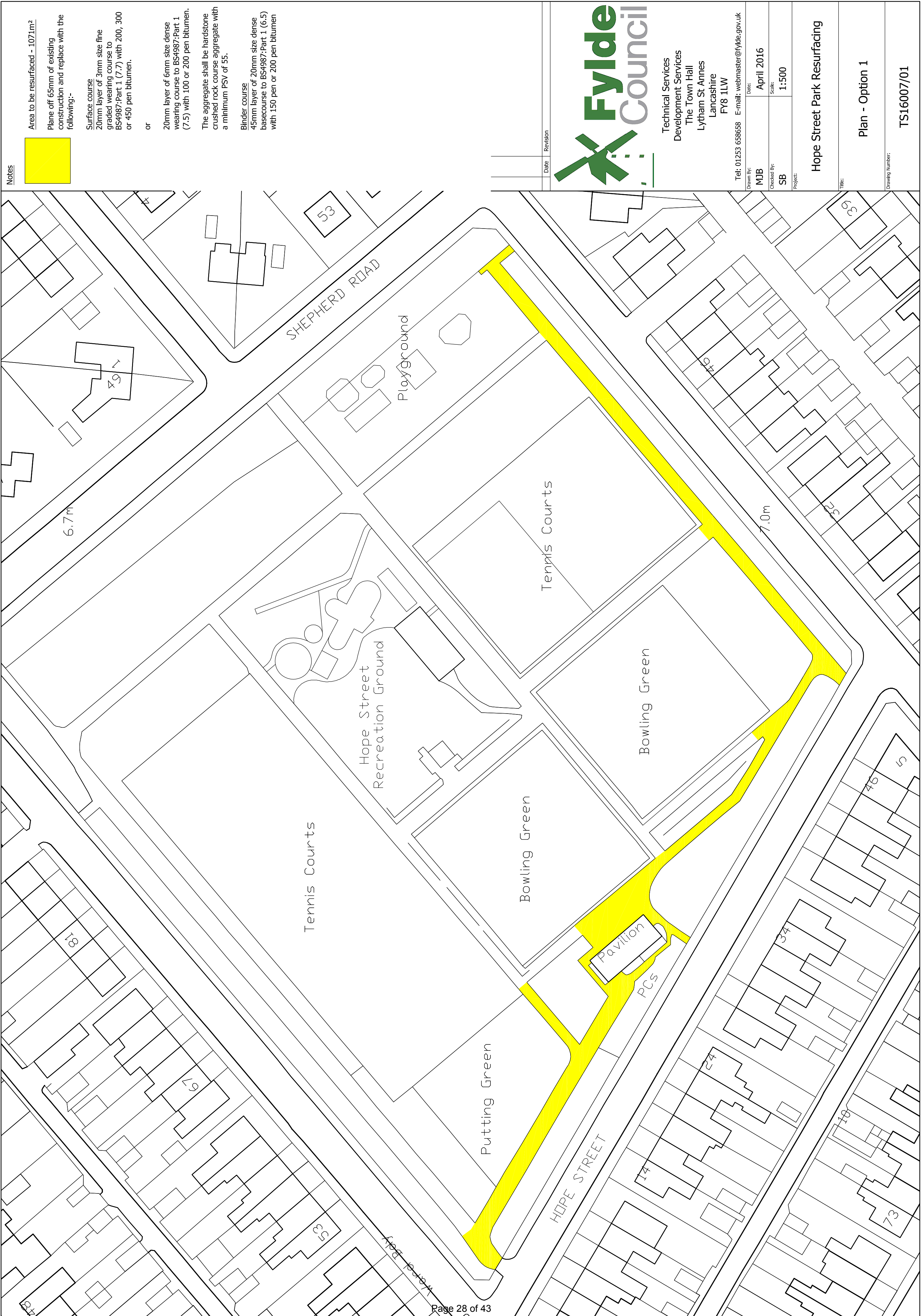
11. In specifying this scheme Officers have surveyed the site and considered different surfacing techniques and considers the traditional asphalt binder/wearing course treatment to be the preferred solution within the budget available.

OBJECTIVES, OUTPUTS AND OUTCOMES

12. The objectives, outputs and outcomes of the project are to have a smooth footway surface which is free draining and free from bumps and undulations which could cause damage or injury to pedestrians. Relevant drawings and documents will be supplied to the contractor which forms part of the contract to be awarded.

IMPLICATIONS			
Finance	The Committee is requested to authorise the proposed expenditure up to £24,000 in 2016/17 to Hope Street Park Footpaths as detailed within the report, with the works being fully funded from the Capital Investment Reserve as part of the approved 2016-17 capital programme.		
Legal	None		
Community Safety	None		
Human Rights and Equalities	None		
Sustainability and Environmental Impact	None		
Health & Safety and Risk Management	Identified risks are dealt with in the report		
LEAD AUTHOR	TEL	DATE	DOC ID
Mike Byrne	01253 658492	4 th May 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Drawing No TS16007/01	April 2016	Attached to report



DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES DIRECTORATE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	7
DEVELOPING A POLICY ON EVENTS INCLUDING CLUB DAYS, FESTIVALS AND CONCERTS			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

This report proposes the development of a policy on events including club days, festivals and concerts in accordance with the recently approved Corporate Plan.

RECOMMENDATIONS

That the committee:

1. approves the development of a policy on events including club days, festivals and concerts
2. agrees to the hosting of a workshop involving all members of the Tourism and Leisure Committee to facilitate this work
3. asks for a report presenting the new policy once this work is completed

SUMMARY OF PREVIOUS DECISIONS

Council 8th February 2016 RESOLVED to approve the Corporate Plan for the period 2016-2020 and to receive annual updates on the progress of the plan

CORPORATE PRIORITIES	
Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

1. In February, Council agreed the new Corporate Plan which runs from 2016 to 2020. The plan contains five themes. One of the priorities over the next four years under the theme 'A great place to visit' is '*Deliver and support quality events throughout the Fylde*'. An agreed action to deliver this is '*Develop a policy on events including Club Days, festivals and concerts*'.
2. The terms of reference for the Tourism and Leisure Committee includes 'reviewing, and formulating where necessary, policies relating to tourism and events promotion'.
3. The council has a role in events in many ways. This includes directly providing or commissioning events, licensing/approving events held by others, providing support for events that others provide such as financial/operational support and also by promoting events.
4. It is some time since the council reviewed its policies and approach with events. In recent years there has been an increase in the number of events held. This includes Lytham Festival, The Wartime Weekend, along with a number of half marathons/triathlons. This is in addition to the traditional club days and village festivals that have been held and enjoyed for many years.
5. Each event comes with its own issues and challenges. Regulations and increasing best practice has meant that that planning for events is more detailed and requires trained/skilled practitioners to be involved.
6. It is proposed that this committee agrees to the development of a policy on events and considers and approves it once produced. In order to guide the production of this policy it would be helpful for officers to understand any issues that members may have with events, especially as many members are involved with events in their own wards/parishes.
7. To this end it is proposed that there is workshop held (up to half a day) with all members of the Tourism and Leisure Committee on a date when most convenient. Officers would present the background to the different types of event, how the council currently gets involved and administers these events and what improvements members would like to see.
8. Officers would then use this session to inform work on developing a new policy on events which would be presented to the committee for consideration and approval, later this year.

IMPLICATIONS			
Finance	None arising directly from this report		
Legal	None		
Community Safety	None		
Human Rights and Equalities	None		
Sustainability and Environmental Impact	None		
Health & Safety and Risk Management	None		
LEAD AUTHOR	TEL	DATE	DOC ID
Paul Walker	01253 658431	19 th May 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Corporate Plan 2016-20	8th February 2016	http://www.fylde.gov.uk/council/performance/

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
OFFICE OF THE CHIEF EXECUTIVE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	8
APPOINTMENTS TO MEMBER WORKING GROUP - PUBLIC SPACE PROTECTION ORDERS			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

The report outlines the proposal for the establishment of a cross party member working group: 'To investigate the possible use and implications of Public Space Protection Orders at Fylde and to make recommendations on whether they should be used, where they should be used and for what activities they should be used'. Public Space Protection Orders (PSPO's) potentially have wide ranging implications enabling a local authority to make an order on any public space if activities carried out have a detrimental impact on the quality of life for the local community, and it is likely these activities will persist. The objective is consider the impact on public open spaces of activities related to dog walking, in particular dogs roaming without a leash and individuals in charge of an excessive number of dogs usually as part of a commercial venture. A cross party and cross committee working group has been proposed because PSPO's can impact on a wide range of issues and there is benefit in looking at everything possible at the same time.

RECOMMENDATION

That the committee nominate two representatives to be part of the cross party working group looking at Public Space Protection Orders on the grounds that the work of the group will cover issues relevant to the remit of this committee.

SUMMARY OF PREVIOUS DECISIONS

Operational Management Committee on March 8th 2016 agreed the following:

1. The committee agree to establish a cross party working group to consider the introduction of Public Space Protection Orders across the borough which will report back to the Operational Management committee and make any appropriate recommendations.
2. That the cross party working group established consists of seven elected members with three from the Operational Management Committee, two from the Tourism & Leisure Committee and two from the Environment, Health & Housing Committee
3. That the three representatives from the Operational Management Committee are the Chair and Vice Chair and a further member nominated by the committee.
4. That the Chairs of Tourism & Leisure and Environment, Health & Housing are asked to nominate two representatives from their committee to be part of the cross party working group.

CORPORATE PRIORITIES	
Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

REPORT

1. For a number of years the Council has considered measures to address problems associated with dogs roaming off leads disturbing, even attacking people or other dogs, and individuals exercising an excessive numbers of dogs, in some areas of the borough on some public open spaces. Concerns over these issues have been raised in response to a number of complaints made by individuals and community organisations. The council has previously considered dog control orders to address the issues however, after consultation and careful consideration no proposals were put forward to introduce dog control orders. Legislation has now changed with the powers that were available through dog control orders becoming part of Public Space Protection Orders under the Anti-social Behaviour, Crime and Policing Act 2014.
2. Public Space Protection Orders are intended, and should only be applied when *“activities carried on in a public place within the authority’s area have had a detrimental effect on the quality of life of those in the locality”, and “it is likely that activities will be carried on in a public place within that area and that they will have such an effect”*. This is certainly the case with many of the reports received in relation to roaming dogs and professional dog walkers. The legislation states that the impact of the activity *“is or, is likely to be, of a persistent or continuing nature, or is likely to be, such as to make the activities unreasonable”*. Public Space Protection Orders provide an opportunity to address an ongoing problem in some areas of the borough.
3. It is a complex and sensitive subject matter which requires appropriate detailed member input through a cross party working group. Although the subject of dogs on leads and professional dog walking activities fall primarily within the remit of the Operational Management Committee it is recognised that the issue also has tourism and environmental health implications, as well as the fact that PSPO’s can cover other activities i.e. barbeques on public land. It is therefore proposed that the cross party working group is also cross committee with elected members from the Operational Management, Tourism & Leisure, and Environment, Health & Housing committees, with the recommendations made by the working group being put before the Operational Management Committee for consideration.
4. The Chairman of the Operational Management Committee has proposed that the cross party working group should have seven members, with three from the Operational Management Committee, and two each from the Tourism & Leisure Committee and the Environment, Health & Housing Committee. It is important to have a political and geographical balance to the cross party working group because of the differences experienced across the borough from dogs off leads and professional dog walkers.
5. The scope of the cross party working group is: **‘To investigate the possible use and implications of Public Space Protection Orders at Fylde and to make recommendations on whether they should be used, where they should be used and for what activities they should be used.’**

IMPLICATIONS	
Finance	There are no financial implications as a result of the report.
Legal	There are no legal implications as a result of the report.
Community Safety	There are no community safety implications as a result of the report.
Human Rights and Equalities	There are no human rights or equality implications as a result of the report.
Sustainability and Environmental Impact	There are no sustainability or environmental implications as a result of the report.
Health & Safety and Risk Management	There are no health & safety or risk management implications as a result of the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Allan Oldfield	01253 658517	May 3 rd 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Operational Management Report and Minute	March 8 th 2016	www.fylde.gov.uk

There are no attached documents.

INFORMATION ITEM



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	TOURISM AND LEISURE	02 JUNE 2016	9
CAPITAL PROGRAMME MONITORING REPORT 2015/16 – OUTTURN POSITION 31st MARCH 2016			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY OF INFORMATION

This report sets out details of expenditure on schemes within the Council's approved capital programme for the financial year 2015/16.

SOURCE OF INFORMATION

The report is based upon information on capital programme expenditure on a scheme by scheme basis extracted from the Council's financial ledger system for the period to 31st March 2016.

LINK TO INFORMATION

[Capital Outturn 2015/16](#)

WHY IS THIS INFORMATION BEING GIVEN TO THE COMMITTEE?

The purpose of this report is to provide an update of the Council's approved Capital Programme as at the financial year-end, 31st March 2016. The Committee is directed to take particular note of those schemes which are under the Committee's remit.




Further information on the financial outturn position for 2015/16 will be contained within the MTFS Outturn Report to the Finance and Democracy Committee in June 2016.





FURTHER INFORMATION





Contact Paul O'Donoghue (Chief Financial Officer)




e-mail: paul.o'donoghue@fylde.gov.uk Tel: 01253 658566








CAPITAL OUTTURN 2015/16




KEY:		SCHEME DELIVERED TO BUDGET DURING THE YEAR
		SCHEME UNDERSPENT AGAINST BUDGET
		SCHEME OVERSPENT AGAINST BUDGET


APPROVED SCHEMES	Financing Source	Latest Budget 2015/16 £000	Actual Outturn £000	Variance £000	Variance	See key	Slippage Requested £000	Comments
FINANCE & DEMOCRACY COMMITTEE CAPITAL SCHEMES								
Accommodation Project - Phase 3 - East Wing Inc. Lift	Proceeds from the sale of surplus Council Assets, and the Accommodation Project Reserve	547	513	34	Underspent		34	The commencement of Phase 3 of the Accommodation Project was approved by the Finance and Democracy Committee in August 2015 and has mostly been completed in 2015/16. These works relate to the remodelling of the east wing of the Town Hall and the provision of a lift to all floors. The Finance and Democracy Committee in February 2016 approved the award of the contract to deliver Phases 4 and 5 of the project relating to the provision of a link bridge between the Town Hall and the Chasely building and the remodelling of part of the ground floor of the Town Hall to create a 'One Stop Shop' for customers/residents. These two phases will mostly be delivered in 2016/17 though there are some minor initial costs for preparatory works, amounting to £15k, that fall in 2015/16. Slippage is requested in respect of residual costs relating to Phase 3 of the project, along with a re-phasing of those costs for Phase 4 of the scheme which fall in 2015/16.
Accommodation Project - Phase 4 - Chasely Link Bridge		0	15	-15	Overspent		-15	
Accommodation Project - Phase 5 - One Stop Shop		0	0	0	On target		0	
Compliance with INSPIRE Directive	Specific Government Grant (INSPIRE)	7	7	0	On target		0	The INSPIRE directive places a legal obligation on public authorities which hold geographical data regarding the environment within their locality. The scheme was completed within the approved budget in 2015/16.
Sub total		554	535	19			19	




OPERATIONAL MANAGEMENT COMMITTEE CAPITAL SCHEMES								
Replacement Vehicles	Capital Investment Reserve / Borrowing	548	488	60	Underspent		60	An operational vehicle, which was being fitted to a bespoke specification, was not delivered to the Council by the year-end. Slippage is requested in this regard and the vehicle is now expected to be received in the early part of the financial year 2016/17.
Car Park Improvements	No external finance - funded by borrowing/general asset disposal receipts	30	30	0	On target		0	Eight new Pay & Display meters have been purchased and installed. The scheme has been completed within the approved budget in 2015/16.
Fylde Headlands Preliminary Work	Specific Government Grant (Environment Agency)	86	48	38	Underspent		38	The Project Appraisal Report has been submitted for approval by the Environment Agency Large Projects Review Group on 6th August 2015. Further work will be required during 2016/17 to continue to meet Environment Agency requirements for schemes of this scale and nature. Slippage in the sum of £38k is now requested for 2016/17.
Repair & Renewal - Flood Defences	Specific Government Grant (Environment Agency)	50	17	33	Underspent		33	The Repair & Renew Flood Resilience scheme has been extended with 4 claims been approved. Further claims may follow. Slippage is requested for any further flood claims for storms Desmond and Eva for which funding was made available from the government.
Sub total		714	583	131			131	








KEY:		SCHEME DELIVERED TO BUDGET DURING THE YEAR
		SCHEME UNDERSPENT AGAINST BUDGET
		SCHEME OVERSPENT AGAINST BUDGET




APPROVED SCHEMES	Financing Source	Latest Budget 2015/16 £000	Actual Outturn £000	Variance £000	Variance	See key	Slippage Requested £000	Comments
TOURISM & LEISURE COMMITTEE CAPITAL SCHEMES								
Ashton Gardens Depot	Proceeds from the sale of surplus Council Assets	0	0	0	Re-phased		0	The scheme is currently on hold pending the disposal of the Public offices site (the works will need to be completed prior to that disposal). The scheme has been re-phased into 2016/17 as the the disposal of that site has now yet taken place.
Snowdon Road Depot	Capital Investment Reserve	320	320	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Hope Street Pavilion Refurbishment - Phase 2	Capital Investment Reserve/ External Donations	153	151	2	Underspent		0	This scheme has been completed within the approved budget in 2015/16 with a minor underspend.
St Annes Pool	No external finance - funded by borrowing/general asset disposal receipts	0	0	0	Re-phased		0	This represents the balance of the maintenance scheme resource which will be retained and drawn upon when required. The scheme has been re-phased into 2016/17.
St Annes Pool - External Works	Capital Investment Reserve/ Arts Council Grant	0	0	0	Re-phased		0	A scheme has been proposed which will be designed in-house subject to the delivery of other priority projects. Once designed there will need to be consultation with stakeholders and then dialogue with the Arts Council over match funding. This scheme has been re-phased into 2016/17.
Fairhaven Lake & Promenade Gardens - First round	Capital Investment Reserve	0	0	0	Re-phased		0	This scheme represented the match funding for the development of the Heritage Lottery Development Bid. Given that the first round bid was unsuccessful a report was presented in September 2015 to the Tourism & Leisure Committee outlining how the Fairhaven Masterplan can be delivered in the future. This scheme has been re-phased into 2016/17.
Park View Playing Field - Sand & Water Play Facility	Specific Government Grant (Coastal Communities)	272	272	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Community Parks Improvement Programme - Frobisher Drive Play Equipment	S106 Developer Contributions	34	33	1	Underspent		0	This scheme has been completed within the approved budget in 2015/16 with a minor underspend.
Replacement Boats Fairhaven	Capital Investment Reserve	55	55	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Promenade Footways	Capital Investment Reserve / General Asset Sale Receipts	0	0	0	On target		0	Funding for this scheme has been amalgamated into the Fairhaven Footways Improvements project below.
Fairhaven Footway Improvements	Capital Investment Reserve / General Asset Sale Receipts	55	48	7	Underspent		7	The works in relation to this scheme have been designed and tendered. A report was presented in September 2015 to the Tourism and Leisure Committee seeking approval to the commencement of the scheme. The majority of the works have been completed. Slippage in the sum of £7k is requested for 2016/17 in relation to residual promenade footways works that will be completed early in the financial year 2016/17.





KEY:		SCHEME DELIVERED TO BUDGET DURING THE YEAR
		SCHEME UNDERSPENT AGAINST BUDGET
		SCHEME OVERSPENT AGAINST BUDGET

APPROVED SCHEMES	Financing Source	Latest Budget 2015/16 £000	Actual Outturn £000	Variance £000			Slippage Requested £000	Comments
TOURISM & LEISURE COMMITTEE CAPITAL SCHEMES (CONT)								
Lowther Pavilion Roof	Capital Investment Reserve	8	5	3	Underspent		3	This funding represents the resource required to undertake the preparatory works for the substantive scheme programmed for 2016/17. Surveys are underway to inform a design and specification for partial re-roof. Dialogue is also taking place with the Lowther Trust over their refurbishment requirements and further development ambitions. Minor slippage in the sum of £3k is now requested for 2016/17.
Fairhaven Toddlers Play Area	Capital Investment Reserve	67	67	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Sand Dunes re-modelling at North Beach Car Park / Summerfields	Capital Investment Reserve	5	3	2	Underspent		2	Surveys were completed in October 2015. The design works have also been commissioned. The scheme will require stakeholder engagement and the necessary approvals prior to commencement. A detailed proposal is currently being worked in consultation with Councillors and Residents. Minor slippage in the sum of £2k is now requested for 2016/17.
Freckleton Memorial Park	Capital Investment Reserve	0	0	0	Re-phased		0	This scheme is phased over two years. In addition to the Council's contribution a further £80k of external funding has been secured. Furthermore the outcome of two more external bid submissions in the total sum of £50k is awaited. The outcome of those bids is anticipated for December 2015. The outcome of those bid submissions will determine the extent of the scheme. The scheme has been re-phased into 2016/17.
Lytham Hall	Specific Government Grant (Coastal Revival Fund)	47	47	0	On target		0	During 2015/16 the Council acted as the accountable body for a refurbishment scheme at Lytham Hall (part of a wider redevelopment initiative for the building) which was funded by a specific central government grant. The grant was passed to the Trustees of Lytham Hall, the Council having satisfied itself that all grant conditions had been met.
Sub total		1,016	1,001	15			12	

KEY:		SCHEME DELIVERED TO BUDGET DURING THE YEAR
		SCHEME UNDERSPENT AGAINST BUDGET
		SCHEME OVERSPENT AGAINST BUDGET

APPROVED SCHEMES	Financing Source	Updated Budget 2015/16 £000	Actual Outturn £000	Variance £000			Slippage £000	Comments
ENVIRONMENT, HEALTH & HOUSING COMMITTEE								
Disabled Facilities Grants Programme	Specific Grant (Better Care Fund) / External Contributions / Grant repayments	617	571	46	Underspent		46	The budget for this scheme has been adjusted to reflect the slippage as approved by the Finance and Democracy Committee of 22nd June 2015, increased grant allocation, recycled grant repayments and a further contribution of £40k from New Fylde Housing in 2015/16. Slippage is requested in the sum of £46k, largely in respect of Disabled Facilities Grant works that has been approved but not yet completed and therefore cannot be paid for.
93 St Albans Road - Compulsory Purchase Order	S106 Developer Contributions	105	0	105	Underspent		105	The planned Compulsory Purchase Order (CPO) of this property has experienced delays and has not been completed during 2015/16. Slippage is requested to provide funding for the CPO in 2016/17.
Rapid Deployment CCTV Replacement Projects	Specific Grant (LSP Performance Reward Grant)	82	44	38	Underspent		38	In March 2015 the Cabinet approved that the balance of this funding will be used for the repair and replacement of CCTV cameras as and when required and that the monies may not all be required in 2015/16. As this has proven to be the case, slippage is now requested in respect of the unspent balance of £38k.
Infant Memorial Garden - Phase 2	Capital Investment Reserve / NHS & Other donations	15	17	-2	Overspent		0	This scheme has now been completed in 2015/16 with a minor overspend.
Cemetery and Crematorium - Infrastructure Works	Capital Investment Reserve	6	6	0	On target		0	This part of the scheme is for the initial design phase of the of the substantial burial ground extension works programmed for 2017/18. The design work has been undertaken within the approved budget.
Cemetery / Crematorium Pumping Station	Capital Investment Reserve	4	4	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
New memorial garden - Lytham Park Cemetery	Capital Investment Reserve	8	8	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Sub total		837	650	187			189	

KEY:		SCHEME DELIVERED TO BUDGET DURING THE YEAR
		SCHEME UNDERSPENT AGAINST BUDGET
		SCHEME OVERSPENT AGAINST BUDGET

APPROVED SCHEMES	Financing Source	Updated Budget 2015/16 £000	Actual Outturn £000	Variance £000			Slippage £000	Comments
DEVELOPMENT MANAGEMENT COMMITTEE								
Kirkham Regeneration Scheme - Town Centre Phase 4	Capital Investment Reserve	50	50	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
Woodlands Road Regeneration Scheme - Town Centre Phase 3	Capital Investment Reserve / S106 Developer Contributions	89	70	19	Underspent		19	A report was presented to Development Management Committee in November 2015 approving commencement of the works. The scheme is almost complete. Slippage is requested for £19k in 2016/17 for the remaining works and the final account is expected to be finalised early in the financial year 2016/17 within budget.
Public Realm Regeneration - St Annes	S106 Developer Contributions	80	80	0	On target		0	This scheme has been completed within the approved budget in 2015/16.
St Annes Regeneration Schemes	S106 Developer Contributions	0	0	0	Re-phased		0	This funding is earmarked for the next phase of St Annes Town Centre including St Annes Road South and The Crescent. A draft scheme will be prepared early 2016 for delivery during 2016/17. Consequently this scheme has been re-phased into 2016/17.
Lytham Regeneration Schemes	S106 Developer Contributions	0	0	0	Re-phased		0	Section 106 monies have been received and design on the scheme will commence from April 2016 with implementation later in the financial year. This scheme has been re-phased into 2016/17.
Staining Regeneration Schemes	S106 Developer Contributions	40	0	40	Underspent		40	This project is subject to ongoing discussions with Staining Parish Council. Discussions have continued with the Parish Council and a scheme is being progressed. Slippage is requested to provide the resource for this scheme for 2016/17.
Sub total		259	200	59			59	
Total Expenditure		3,380	2,969	411			410	

INFORMATION ITEM



REPORT OF	MEETING	DATE	ITEM NO
OFFICE OF THE CHIEF EXECUTIVE	TOURISM AND LEISURE COMMITTEE	2 JUNE 2016	10
YEAR END PERFORMANCE 2015/16			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY OF INFORMATION

The report provides details of the key performance outcomes for the financial yearend 2015/16. Performance is reported against the targets set for the year and commentary is provided by performance exception.

SOURCE OF INFORMATION

Tourism and Leisure team input data into the InPhase corporate online system from service based performance data.

LINK TO INFORMATION

www.fylde.gov.uk/performance - Full Corporate Performance Scorecard for Fylde Council

WHY IS THIS INFORMATION BEING GIVEN TO THE COMMITTEE?

The performance information is relevant to the committee terms of reference and the responsibility of the committee to monitor performance of the services within its remit.

FURTHER INFORMATION

Contact Alex Scrivens, Performance & Improvement Manager.

**Year End Commentary by Performance Exception for the
Tourism and Leisure Committee**






***** **PERFORMANCE ABOVE TARGET** *****

Commentary is provided to explain why progress has exceeded target, with details of how this will be maintained.






PM23: Number of swims at St Anne's pool was 111283, the target to date is 96000, and last year's comparison figure was 99278.

The increased footfall is due to the maintenance of the existing programme and the implementation of new. The rookie classes continue to thrive and based on this we have introduced "Survive and Save", a natural progression for the rookie lifeguards adding to their numbers. This class takes them right through to their national pool lifeguard qualification, a mile stone for them which also benefits the centre. Aqua classes and swimming clubs are consistent with their retention figures due to the level of service provided. A recent face lift of the reception and poolside areas coupled with a new gym layout providing increased free weights to match the cardio and has also provided us with stable swim and fitness numbers. I expect participation numbers to increase further next year

PERFORMANCE KEY ICON STATUS

	Over Performance – the indicator is over performing against target
	On Track – the indicator is performing within tolerance of target.
	Cautionary Under Performance – the indicator is moderately under performing. Whilst the indicator has slipped from target it maybe a minor blip overall or minor action will remedy it.
	Under Performance – the indicator is under performing against target.
	Missing Data – the indicator is missing data, this could be due to lag in data in the way the information is collated, or because its currently unavailable.
N/A	Not Applicable – no comparable data available. This could be due to the methodology being change or being a new measure created.

PERFORMANCE SCORECARD APRIL 2015 TO MARCH 2016

Tourism and Leisure								
Local Key Performance Indicators	Frequency	Good Performance Is	APR 14 - MAR 15	APR 15 - MAR 16	Target	Status	Target for 2016/17	Changes Log
PM20: Number of Major parks achieving a 'Green Flag' award	g) Municipal Year	Bigger is Better	6	5	5		5	-
PM21: Number of community groups supported (including 'in bloom' & 'friends of')	g) Municipal Year	Bigger is Better	29	29	28		28	-
PM22: Number of 'in bloom' awards achieved by groups working with LA	g) Municipal Year	Bigger is Better	32	30	27		28	-
PM23: Number of swims at St Anne's pool	Monthly	Bigger is Better	99278	111283	96000		96000	-
PM94: Number of recorded safety inspections carried out on each unit of children's play equipment	Quarterly	Bigger is Better	126	50	48		48	-