

<b>Committee</b>	<b>Dated:</b>
Community and Children's Services Committee	08/06/2018
<b>Subject:</b> Allocation of Section 106 funds to the Sir John Cass's Foundation Primary School	<b>Public</b>
<b>Report of:</b> Andrew Carter, Director of Community and Children's Services	<b>For Decision</b>
<b>Report author:</b> Theresa Shortland, Head of Service – Education and Early Years	

### **Summary**

This report updates members on the Section 106 funding for education from the Minorities development and the proposal to allocate this funding for use by the governing body of Sir John Cass's Foundation Primary School. The purpose of transferring this funding is to support the provision of education facilities at the school.

### **Recommendations**

Members are asked to agree:

1. that the S106 funds provided for education purposes be allocated to the Sir John Cass's Foundation Primary School for the provision of education facilities
2. that authority be delegated to the Director of Community and Children's Services, to agree appropriate projects for expenditure and make the necessary payments to secure their delivery
3. that authority be given to the Director of Community and Children's Services to instruct the City Solicitor to enter into any necessary agreement in relation to any payments made under (2) above.

## **Main Report**

### **Background**

1. On 10 June 2014 a report was made to the Planning and Transformation Committee regarding 15 –16 Minories and 62 Aldgate High Street London EC3N 1AX. The purpose of this report was to seek planning permission for a comprehensive redevelopment of the site. This was subsequently approved, subject to a Section 106 Agreement. The Section 106 Agreement was completed on 30 June 2014.
2. The Section 106 Agreement included provision for the payment of education contributions.
3. This report relates to the education contributions paid under the Section 106 Agreement for the Minories development and the proposal to allocate it to the governing body of Sir John Cass's Foundation Primary School. The purpose of transferring this funding to the school is to support the undertaking of developing education at the school, in line with the original agreement.

### **Section 106 funding from the Minories Development**

4. In 2014 an agreement was made as part of the Minories development that Section 106 funding would be made available to support improvements in education facilities, environment and community engagement.
5. Chamberlains confirmed in April 2018 that £542,136.72 had been received for this purpose, including;
  - Local Community and Environment: £158,500.87 is 25% of the total contribution is to be allocated towards 'the provision of local primary school education facilities'.
  - Education Contribution: £383,635.85 is to be held by the City for 'the purpose of providing education facilities, including design and feasibility works, with priority given to Sir John Cass's Foundation Primary School'.
6. The City has entered into the Section 106 agreement with the developer and is, therefore, accountable for these monies. Funds remaining unspent after 10 years, or funds expended other than on the purposes stated in the Section 106 Agreement, are repayable by the City to the developer.
7. It is proposed that the money provided for education purposes will now be allocated directly for use by Sir John Cass's Foundation Primary School's governing body for the specified education purpose. As the only primary school in the City and within the vicinity of the Minories development, it is considered that expenditure by the school for additional education facilities will be the most appropriate means of ensuring that the education purposes of the payment are achieved. If approved, the recommended allocation to the school will enable the Board of Governors to develop proposals for effective expenditure to deliver the

education purposes. It is proposed that the delegated officer approve all payments expended on the projects and, if any agreements are required to protect the City's position (for example, to secure reimbursement if not spent as approved), that these be put in place.

## **Conclusion**

8. The City of London will allocate to the Governors of Sir John Cass's Foundation Primary School the Section 106 funding from the Minorities development in accordance with the section 106 agreement made in 2014.

## **Appendices**

- None

### **Theresa Shortland**

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