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Date: Thursday, 23 November 2023

To: All Members of the Clay Cross Town Deal Board

You are invited to attend the next meeting of the Clay Cross Town Deal Board to be held on **Friday, 1 December 2023 at 10.00 am in Meeting Rooms 1 and 2,** District Council Offices, 2013 Mill Lane, Wingerworth, Chesterfield S42 6NG.

Yours sincerely

Sarah Skenberg

Assistant Director of Governance and Monitoring Officer

<u>A G E N D A</u>

1 Apologies for Absence

2 <u>Declarations of Interest</u>

Members are requested to declare the existence and nature of any disclosable pecuniary interests and/or other interests, not already on their register of interests, in any item on the agenda and withdraw from the meeting at the appropriate time.

3 Minutes of Last Meeting (Pages 3 - 7)

To approve as a correct record the Minutes of the Clay Cross Town Board held on 29 September 2023.

4 **Programme Update** (Pages 8 - 23)

Report of the Partnership Development Officer.

5 CCA Project Progress Update

Presentation from Assistant Director of Leisure.

6 Any Other Business (Open Session)

7 Exclusion of Public

The Chair to move:-

That the public be excluded from the meeting during the discussion of the following items of business to avoid the disclosure to them of exempt information as defined in Paragraph 3, Part 1 of Schedule 12A to the Local Government Act 1972, (as amended by the Local Government (Access to Information) (Variation) Order 2006).

8 A61 New Junction Options Paper (Pages 24 - 34)

Report of the Assistant Director Regeneration, Programmes & Siro.

9 Any Other Business (Closed Session)

10 Date, Time and Venue for Next Meeting

The next meeting of the Clay Cross Town Deal Board will be held on 22 March 2024 at 10.00 am at the District Council Offices.

North East
Derbyshire
District Council

Access for All statement

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CLAY CROSS TOWN DEAL BOARD

MINUTES OF MEETING HELD ON FRIDAY, 29 SEPTEMBER 2023

Present:

Lee Barnes (Chair) (in the Chair) – Inspire Design & Development Ltd Councillor Charlotte Cupit (Vice-Chair) - DCC

Councillor Nigel Barker

- Leader NEDDC

Councillor Pat Kerry

Deputy Leader NEDDC

Councillor Kathy Rouse Councillor Jayne Barry Portfolio Holder for Health & LeisurePortfolio Holder for Growth & Assets

Councillor Gerry Morley

- Clay Cross Parish Council

Councillor Alex Dale

- NEDDC

Lee Rowley Andrew King MP North East DerbyshireClay Cross Town Centre Group

Samantha Deakin Henry Taylor-Toone Derby UniversityChesterfield College

M Broughton

- Director of Growth & Assets

K Apps

- Assistant Director for Sustainable

Growth DCC

Also Present:

J Dethick Director of Finance and Resources & (Section 151 Officer)

D Thompson Assistant Director of Planning

S Lee Assistant Director - Regeneration and Programmes and SIRO

R O'Donoghue Town Centre Regeneration Manager

A Bond Governance Officer

T Burdett Partnership Development Officer
S Stevenson Partnership Strategy & Support Officer

CXT Appointment of Chair

B/13/

23- The Board formally endorsed the appointment of Lee Barnes to the role of

Chair following a recruitment process for the position which had commenced in August 2023.

<u>RESOLVED</u> – That Lee Barnes be endorsed to the appointment to the role of Chair for the Clay Cross Town Board.

CXT Apologies for Absence

B/14/

23- Apologies for absence were received from Angela Stansfield, Becky Hunter

and Adam Doyle.

Samantha Deakin attended the meeting as a substitute for Adam Doyle.

CXT Declarations of Interest

B/15/

23- There were no interests declared at this meeting.

24

CXT Minutes of Last Meeting

B/16/

- 23- RESOLVED That the Minutes of the Clay Cross Town Deal Board held on
- **24** Friday, 16 June 2023 be noted.

CXT Change in the Order of the Agenda

B/17/

- 23- It was agreed to change the order of the agenda items and the Town
- Regeneration Planning Application was to be discussed before the Clay Cross Town Deal Progress Dashboard.

CXT Clay Cross Town Deal Board - Updated Terms of Reference

B/18/

The Board was provided with the updated Clay Cross Town Board Terms ofReference following the annual review.

The Board was also asked to agree to the Clay Cross Town Board Code of Conduct as contained in Schedule 1 of the report.

Cllr C Cupit questioned the decision to remove the option of joining a meeting remotely as this had not been overly used and could be beneficial at certain times. At the conclusion of the discussion, Town Board considered that all Board Members should attend meetings in-person and they would no longer be able to join meetings remotely.

Cllr Cupit raised a question in relation to section 3.3 contained within the Terms of Reference and heard that the appointment process for the role of Vice Chair followed previous appointments but had not previously been contained within the Terms of Reference so has now been added.

RESOLVED – That Clay Cross Town Board:

- Notes the contents of the report.
- Approves the revised Terms of Reference for the Clay Cross Town Board.
- Approves and agrees to the Clay Cross Town Board Code of Conduct.

CXT Any Other Business (Open Session)

B/19/ 23-

There was no other business.

24 CXT

Exclusion of Public

B/20/ 23-

24

Lee Rowley MP raised concerns with items being discussed in exempt session and argued in favour of debating in open session where possible.

The Director of Growth & Assets informed the Board that the reason for the exempt items had been to guard against debate leading to a discussion regarding budgets for specific elements of the scheme prior to the procurement process.

The Board noted the reasons for the exemption and took the decision to hold the remainder of the meeting in open session on the basis that the debate

does not consider cost implications. Cost implications and affordability could be discussed at a later meeting when Officers would have more robust costs.

CXT <u>Town Regeneration Planning Application</u> B/21/

The Board received an update on the progress of the planning application
 which highlighted key issues that had been raised during the consultation
 process and how Officers were seeking to address these.

The Director of Growth & Assets introduced the report and explained to Members that its purpose was to inform Board, as the developer, of areas where the masterplan and planning application submitted conflicted with planning policy. He explained that this was normal practice for Planning colleagues to feedback to developers and to highlight areas of 'planning risk' and that the report served that purpose.

The Board were informed that the project team had flexed and made amendments following advice from planners on relatively minor changes, the matters covered in the report were considered to be a significant material change to the Board's masterplan and therefore the Board would need to decide how to proceed.

The Assistant Director of Planning provided an overview of the report and key considerations contained within it.

The Board discussed the report at length, in particular they weighed the pros and cons of removing the access and parking area connecting to the A61 and over how much this would affect the scheme as a whole.

Cllr N Barker explained to the Board that due to time restraints, it would be beneficial to submit a planning application that had a greater chance of being granted approval and so supported removing the A61 access from the scheme.

Cllr J Barry agreed with Cllr N Barker, she raised potential safety concerns with the proposed A61 access and suggested that it should be considered in greater detail at a future date.

Lee Rowley MP indicated his support for the original scheme and believed that there had been no material reasons presented that would suggest a change to the scheme was necessary.

Andrew King believed that the removal of an additional floor from the former Sunday School re-development would be detrimental to the ambition and impact of the town centre's regeneration.

Cllr A Dale and Andrew King raised concerns that removing the A61 access would lead to the area having insufficient access and this could lead to broader negative impacts on the scheme as a whole.

Cllr C Cupit echoed the comments of Cllr A Dale and Andrew King and suggested that the A61 access was a critical element of the regeneration

scheme and that its removal would be unpopular with local residents and businesses.

The Chair identified the opportunity for Board to submit a future application with regard to the access and parking area if they decided to remove it from the application at this stage.

At the conclusion of the debate, the Board voted on and approved the recommendations as contained within the planning report.

RESOLVED – That:

- The Board agreed to remove the access and parking area connecting to the A61 and to amend the extension of the former Sunday School building, in order to secure a positive recommendation on the planning application.
- Town Board instructed Officers to review alternative locations for the A61 access and reserve the right to submit a separate application for the existing access for Board to consider at a future meeting.

CXT Clay Cross Town Deal Progress Dashboard B/22/

The Board received a programme update on all of the Clay Cross Town Deal projects to date. They heard that the second quarter of this financial year had seen key milestones reached for the programme and that progress was moving at pace, particular with Town Centre Regeneration.

Board were updated on the key achievements of the quarter. These were that the Clay Cross Active pool excavation had commenced and £19m had been secured from Sport England. The planning application for Town Centre Regeneration had been submitted, the Low Carbon Challenge Fund had been launched, and the Low Carbon Local Area Energy Plan and Rail Feasibility study had been published.

The Board were informed that the Accountable Body had recently been audited by the Internal Audit team and had received substantial assurance for the programme management arrangements in place.

The Board requested an update on the Low Carbon Challenge Fund and heard that this had been operating at an Officer level with input from external organisations in order to scope out availability. The Board discussed the possibility of targeting existing houses as well as new builds within the scheme but heard that there were challenges with getting resources to private sector housing.

Lee Rowley MP suggested that funds from the Low Carbon Challenge Fund could be held back in order to be used to support other schemes in case of issues in the future. Board were reminded that they were contracted to deliver on an agreed amount of houses and significant deviation from this would result in the need to submit a project variation claim to DLUHC. The Director of Growth & Assets suggested that the housing element needed to be explored now in order to establish a pipeline. If there was little or no demand

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identified, this would inform future decision making.

The Board discussed the possibility of solar farms and heard that officers were unaware of plans to construct any on green field sites in Clay Cross. Officers were looking to utilise unused roof space for solar energy and were promoting this approach.

Andrew King enquired into the possibility of utilising funds from the low Carbon Challenge Fund to construct walking and cycling routes. They were informed that there was no available scope for this within the Town Deal Fund.

Cllr G Morley raised concerns regarding the access to the new Clay Cross Active (Sharley Park). Minor changes to the access were proposed and the access was approved in the planning application which included consultation with Highways. It was agreed that a discussion would take place outside of the meeting with Cllr G Morley in relation to the entrance at Sharley Park.

<u>RESOLVED</u> – That Board noted the Clay Cross Town Deal Programme Report.

CXT Any Other Business (Closed Session)

B/23/

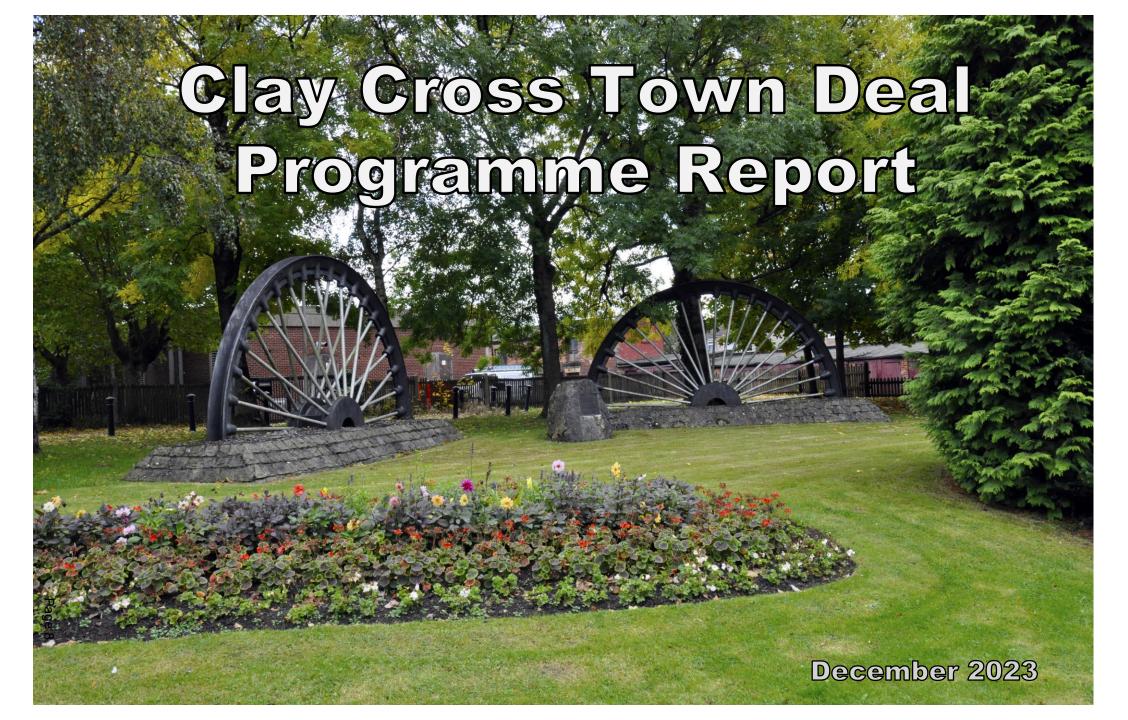
23- There was no other business.

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Date, Time and Venue for Next Meeting

CXT B/24/

The next meeting of the Clay Cross Town Deal Board will be held on 1December 2023.





PROGRAMME UPDATE DECEMBER 2023

SUMMARY

The third quarter of this financial year has seen the following milestones being met for the programme.

- Clay Cross Active swimming pool construction well under way. Walls have been cast, pressure testing to be done throughout November and December.
- Planning application for Town Centre Regeneration approved.
- Invitation to Tender for Town Centre Regeneration and Connections works now live.
- Planning for new Police Station on Bridge Street approved (enabled through Early Release Funding).

Low Carbon Challenge Fund: Five applications now approved and five Expressions of Interest submitted.

Overview

- Total programme budget of £24.1m.
- Programme to be financially completed by March 2026.

Aims

- Urban Regeneration: Thriving town and town centre for people to live and work.
- > Skills and Infrastructure: Supporting investment, development of businesses and creating opportunities for training and skills development.
- Connectivity: Improving local transport links and improved connectivity.

Projects

- Clay Cross Active: new leisure centre and community hub.
- ➤ Town Centre Regeneration: transport and connections improvements, new community/social spaces, learning hubs and business enterprise units.
- ➤ Low Carbon Challenge Fund: programme of support to help stimulate the transition to a low carbon economy.
- ➤ Low Carbon Local Area Energy Plan: outlining how Clay Cross can achieve net zero carbon by 2050.
- Rail Station Feasibility: identify the viability of a train station in Clay Cross.

CLAY CROSS TOWN DEAL KEY MILESTONES



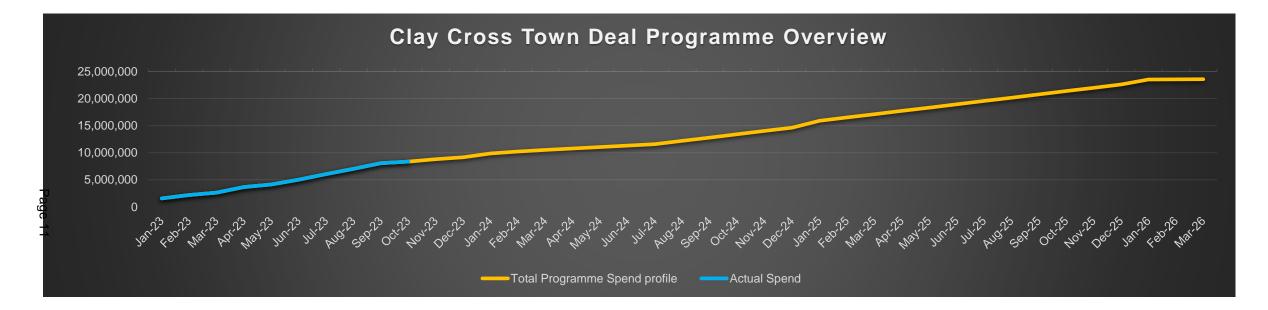


		Key Milestones						
Project	£		2023/					
		Apr –Jun Q1	Jul – Sept Q2	Oct – Dec Q3	Jan – Mar Q4	24/25	25/26	
Clay Cross Active Start: Jan 2023 End: Nov 2024	£7m	Sports hall construction underway	New pool excavation works commenced	CCTD Funding spent	Construction continues	Construction Complete		
Town Centre Regeneration Start: Jan 2023 End: March 2026	£14.1m	Planning application submitted	 EOI process for main contractor complete 	 Planning app decision Acquisition of Block A & former school land 	Appointment of contractor	Work to commence on Broadleys Units and Block A	Works on Clock Tower to commence	
Low Carbon Challenge Fund Start: June 2023 End: March 2026	£1.9m	Commercial scheme launched	Residential scheme launched	Launch of Energy Audit Scheme	Continue business engagement	Continue business engagement	Programme complete March 26	
End: June 2023	£148k	Complete and published						
Rail Station Feasibility Start: September 2022 End: June 2023	£102k	Complete and published						

PROGRAMME - RISK AND FINANCE



Top Programme Risks	Mitigation
Rising costs continue to increase pressure in delivering projects to budget.	Regular cost plan reviews for each project reviewed weekly by contractors/clients). Value engineering conducted as and where necessary to bring projects within budget.
Failure to purchase or agree the workplan on externally owned assets within the time needed to deliver the programme to DLUHC deadline.	Regular review of project programme against the work breakdown structures. If elements need to be re-aligned, this is actively managed to ensure the overall programme is maintained.
Exceptionally adverse weather delays the projects and provides an opportunity for the contractor to claim an extension of time, impacting on overall cost to the programme.	Maximise off site construction, where possible and limit wet trades, to ensure less pressure on programme.



CLAY CROSS ACTIVE - UPDATE



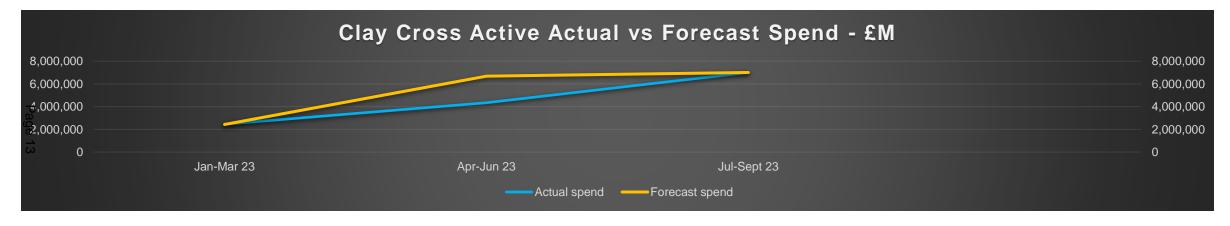
Timeframe	TD Budget	Project Summary
Start: Jan 2023 End: Nov 2024	£7m	A new health and wellbeing community hub for the residents of Clay Cross and the surrounding area. State-of-the- art fully accessible and family friendly leisure centre. Facilities will include pool, sports hall, wellness centre, gym, soft play, tag active and a café. Local services including community health care and advice agencies will be located at Clay Cross Active.

CURRENT RAG	KEY ACHIEVEMENTS	PROGRESS SUMMARY
Amber PREVIOUS RAG Amber	 Works to the steel frame have progressed well with over 80% of the frame now in place. The swimming pool walls have been cast and have started a 21 day curing period. The pools will be filled Nov/Dec to pressure test First floor decking is complete, the aim is to have the 1st section of the floor cast soon. 	 formation being affected by the wind and rain encountered in the period. However, with support from the associated sub-contractors who have both worked extended shifts, the programme remains in the same position. Minor design changes are now being collated by ISG for submission of a new Section 73 planning application. Citizens Advice and NHS Community Clinic – discussions are underway to formally agree leases for the new spaces being created for them, the NHS have now approved the plans. Discussions underway to decide the type of equipment that will be installed in the Leisure Centre e.g. Immersive Spin & Exercise Studios.

CLAY CROSS ACTIVE - RISK & SPEND



TOP THREE RISKS	MITIGATION
Contingency insufficient to cover all client risks arising throughout the project.	Through value engineering options discussed and agreed by the project team and the client, the project is currently within budget.
	The Design Brief has been refined and adjusted to suit the project budget whilst still meeting the client's design brief for the majority.
Asbestos is found in the existing building to a greater extent than expected.	A significant amount of asbestos has been found and removed in the existing sports hall roof. The concern is that these levels could be replicated in the remaining swimming pool hall. Retain a substantial contingency sum to the end of the demolition of the swimming pool hall to expend, if required, against this item in the future.
Exceptionally adverse weather delays the project and provides an opportunity for the contractor to claim an extension of time.	Maximise off site construction, and limit wet trades, to ensure less pressure on programme.



CLAY CROSS ACTIVE - DLUHC OUTPUTS AND OUTCOMES

Outputs and Outcomes	Target	To be achieved by	On target to achieve?	Progress
New/upgraded protected sports centre	1	Nov 24	Yes	Completion of Clay Cross active will achieve this output.
New /upgraded cycle/walking path km/Total length of pedestrian paths improved	3	Mar 26	Yes	Will be achieved by improvements to existing and the creation of new paths around the leisure centre. Other elements of the Town Deal Programme, including Broadley, pedestrianisation of Market Street could also contribute to achieving this output if required.
Amount of new 'other' enterprise space sqm	4,800	Nov 24	Yes	This will be achieved by creation of a new café, tag active, soft play and community/commercial hire and lease opportunities.
Number of full-time equivalent (FTE) permanent jobs safeguarded through the projects	20	Nov 24	Yes	There is high confidence that the number of jobs safeguarded will be met.
Number of full-time equivalent (FTE) permanent jobs created through the projects	5	Nov 24	Yes	There is high confidence that the number of jobs created will be met.

TOWN CENTRE REGENERATION - UPDATE

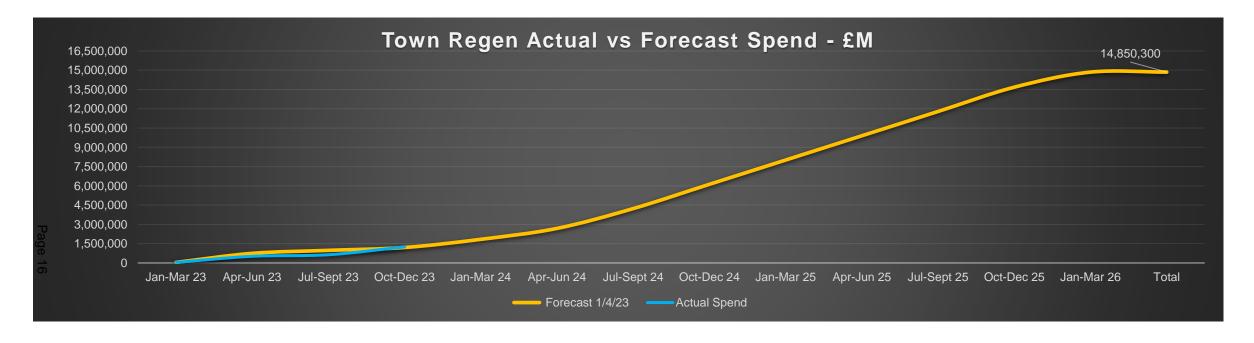


Timeframe	Budget		Project Summary					
Start: Jan 2023 End: March 2026	£14.1m	Cross. Four key ele learning and skills square and refurbis	The Town Centre Regeneration project is supporting several changes being made to revitalise the centre of Clay Cross. Four key elements include transport and connections to enhance connectivity by foot and car, create a carning and skills hub in the Clock Tower building, create a community space and social area through a new town equare and refurbished heritage building and utilising Broadleys to provide flexible accommodation for start-up and soop-up enterprise units and providing a space for community activities.					
CURRENT RAG	KEY	ACHIEVEMENTS	PROGRESS SUMMARY					
Amber	main appro condi • Invita now I	tion To Tender is ive.	 Discussions underway between NEDDC and DCC to resolve outstanding issues and finalise asset purchases as this is a scheme critical element. Ongoing risk that asset purchase process will not be completed by end of December 2023 which may impact on the overall programme timetable. Planning permission granted with conditions, work underway to action and discharged as soon as possible. 					
PREVIOUS RAG	explo maxir the A	underway to re best options to mise access from 61 into the main	 The Board is being asked to consider options for the A61 access. This is to explore how best to maximise impact whilst maintaining costs within the existing funding envelope. As agreed at the last Board, A61 access was separated from the main scheme in order to de-risk the main scheme planning application. Subject to Board agreement, planning 					
Amber Page 15	plann	ark prior to iing permission iission.	 application for access will be submitted. This is to ensure works for the main site and connections can commence in spring 2024. Strong interest in the business units continues with positive engagement from local business owners. 					

TOWN CENTRE REGENERATION - RISK AND SPEND



TOP TWO RISKS	MITIGATION
Key assets including Block A and former junior school land, including access rights, not purchased as per the programme plan.	Ongoing discussions between NEDDC and DCC Estates and Economic Development teams are working through the issues in order to resolve as quickly as possible.
The delay in appointing a contractor to deliver the connections (enabling) works in time as per the programme plan.	Enabling works now part of main programme ITT so the programme plan slippage is managed appropriately.



TOWN CENTRE REGENERATION - DLUHC OUTPUTS



Outputs	Target	To be achieved by	On target to achieve?	Progress
Community Hub/ F&B (m ²)	367	Mar 2026	Yes	Refurbishment of Block A will achieve this output.
Skills Hub & Library (m ²)	1,394	Mar 2026	Yes	Refurbishment of Block B will achieve this output.
Workspace/Retail Units (m ²)	420	Mar 2026	Yes	Creation of pop up units and refurbishment of Block A will achieve this output.
New net additional jobs (FTE)	55	Mar 2029	YAC	The creation of the Community hubs/F&B, workspace and retail units will achieve this output.
New public realm (m ²)	3,241	Mar 2026	YΔC	The Broadleys development and Market Street improvements will achieve this output.
Wider public realm improvements (m ²)	9,490	Mar 2026	YAC	The new Leisure Centre, improved traffic/pedestrian spaces and event space will achieve this output.
Enterprises using commercial spaces	14	Mar 2029	Yes	The new pop up units on Broadleys and Block A will achieve this output.

TOWN CENTRE REGENERATION - DLUHC OUTCOMES



Outcomes	Target	To be achieved by	On target to achieve?	Comment
Capacity of new/improved training facilities (additional learner p.a)	544	Mar 2026	Yes	Refurbishment of learning space and library will achieve this.
Additional number of learning/students/trainees completing courses (p.a)	252	Mar 2029	YΔC	Learning through the Adult Education Centre, library and at Clay Cross Active will achieve this outcome.
Number of learners enrolled in new education and training courses (p.a)	224	Mar 2029		Learning through the Adult Education Centre, library and at Clay Cross Active will achieve this outcome.
Number of close collaborations with employers (p.a)	5	Mar 2029	Yes	Collaborations with employers at key sites including Block B, library and Clay Cross Active will achieve this outcome.

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LOW CARBON CHALLENGE FUND - UPDATE



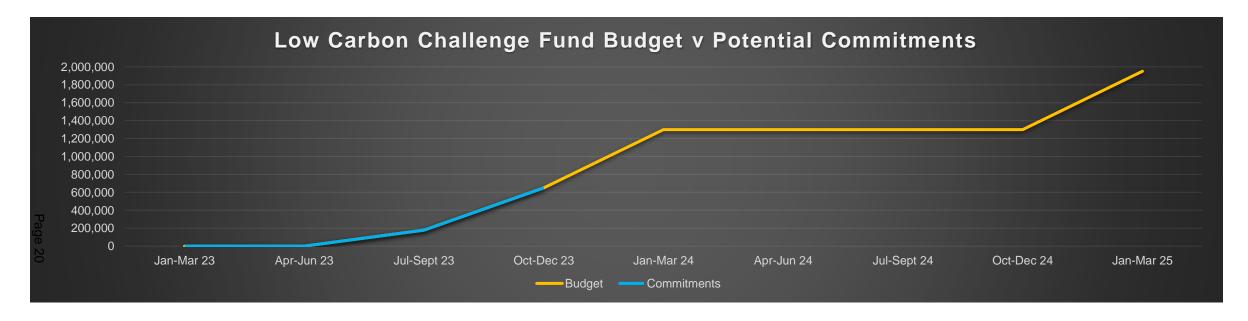
Timefram	e E	Budget	Project Summary
June 2023 March 202		£1.9m	Low Carbon Challenge Fund is a programme of support to help stimulate the transition to a low carbon economy and is targeted at developers of new homes and also at developers or tenants/owners of commercial property in the Clay Cross Town Deal area.

CURRENT RAG	KEY ACHIEVEMENTS	PROGRESS SUMMARY
Green	Commercial element launched mid-June 2023 Utilising UK Shared Prosperity Funding, Energy Audit Scheme now launched.	 Comprehensive marketing campaign underway, regular enquiries received. A recent exercise to publicise a low carbon workshop has generated high interest in the LCCF and site visits from PEP and support with EOIs. Five applications now approved, totalling £51.5k, mostly focused on solar panels. Feedback from the successful applicants illustrate significant savings in utility costs, and calculations carried out by NEDDC-appointed energy specialists (PEP) show encouraging reductions in carbon footprints.
PREVIOUS RAG		 Five Expressions of Interest received with a potential value of £340k.
Page Green		 Two exemplar schemes in development, the latest from a large employer in the area. Discussions continue with developer of new police station for high-impact proposal. Ongoing dialogue with NEDDC estates regarding energy efficiency benefits for existing tenants at Coney Green. Energy audits carried out on businesses in Clay Cross may identify energy saving interventions that could be funded through LCCF.

LOW CARBON CHALLENGE FUND RISKS AND SPEND



TOP THREE RISKS	MITIGATION
Low uptake results in failure to spend budget within programme time scales.	Significant marketing campaign undertaken and ongoing. Use of case studies to publicise benefits with regular contact with local businesses to promote the fund.
Failure to deliver contracted DLUHC outputs within programme time scales.	Targeted discussions with potential applicants to ensure the correct mix of projects are developed. This will ensure projects are able to deliver DLUHC outputs and outcomes.
Poor value for money for the work funded by LCCF.	Appointment of Professional Energy Purchasers now in place for appraisal of full applications to ensure value for money.



LOW CARBON CHALLENGE FUND DLUHC OUTPUTS AND OUTCOMES



Outputs and Outcomes	Quantity	To be achieved by	On Target	Progress
New houses with improved (exemplar) energy consumption	60	March 26	Yes	Ensuring a minimum of 60 homes benefit from LCCF. Possible project with high profile residential developer will significantly contribute to the this output.
Enterprises receiving grant support	37	March 26	Yes	Ensuring a minimum of 37 enterprises are supported through LCCF.
Enterprises with improved energy consumption (production process)	37	March 26	Yes	Total number businesses/enterprise receiving grant funding
Floor space with improved carbon performance M2	6,000	March 26		Need to ensure enough businesses with adequate floor space are support to help meeting this target. Clay Cross Active will contribute to the output.
Sites generating electricity from renewable sources	2	March 26	Yes	Work underway to identify potential businesses that could meet outcome.
Innovative projects developed	5	March 26	Yes	Work underway to identify potential projects that could meet outcome, 1 EOI received.

RAIL & ENERGY STRATEGY PROJECT UPDATES



PROJECT NAME	PROGRESS UPDATE	FUTURE ACTIVITY
Local Area Energy Plan (Low Carbon Energy	The Low Carbon energy network strategy now renamed the Local Area Energy Plan has been published.	The plan has fulfilled the primary purpose of shaping the Low Carbon Challenge Fund, however, it will be key to maintain visibility of the plan to help identify future opportunities.
Network Strategy)		The Economic Development Unit visited an innovative mine water heating system at Gateshead in September. Further work underway to identify other innovative projects that may benefit Clay Cross.
Rail Station Feasibility	The Rail Feasibility Study has been published which completes the Town Deal funded project. Further work will be undertaken going forward to ensure that it remains on the agenda for the decision-making authorities.	Watching brief - Will maintain an overview of the Barrow Hill project and periodic contact with Network Rail and DFT to identify future opportunities. Potential to work with local partners to lobby central government to progress.

FOR THE BOARD TO NOTE:

Clay Cross Active: That the Town Deal grant of £7m is now spent. Construction of new pool well underway.

Town Centre Regeneration: Planning for main scheme agreed. Once preferred option is agreed by Board, planning permission for A61 access to be submitted.

Low Carbon Challenge Fund: Interest from businesses continues to be high. Two innovative schemes are being explored.

Rail Feasibility: Maintain a watching brief.



Agenda Item 8

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A of the Local Gover	nment Act 1972.	

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