

REPORT TO	DATE OF MEETING
Cabinet	5 November 2014



SUBJECT	PORTFOLIO	AUTHOR	ITEM
Dual Use Agreement Leyland St. Mary's	Regeneration, Leisure & Healthy Communities	Mark Hodges	

SUMMARY AND LINK TO CORPORATE PRIORITIES

This report appraises Cabinet of the situation surrounding the Dual Use Agreement which is currently in place between South Ribble Borough Council and the Governors of Leyland St. Mary's Catholic Technology College and presents proposals for the future.

The proposals in this report link directly to all of the Council's corporate priorities but especially Strong and Healthy Communities.

RECOMMENDATIONS

That Cabinet agree to:

1. Authorise the Director of Regeneration and Healthy Communities in consultation with the Portfolio Holder to work with the school to develop a new operational model and associated business plans to enhance and sustain wider community use of the facilities.
2. Vary all relevant Legal Agreements (involving South Ribble Community Leisure and Serco) to remove Leyland St. Mary's Artificial Turf Pitch from the Leisure Partnership.
3. Authorise the Director of Regeneration and Healthy Communities in consultation with the Portfolio Holder to engage with representatives of the school to negotiate withdrawal from the Dual Use Agreement and complete a Deed of Termination.

DETAILS AND REASONING

The Dual Use Agreement for the operation and maintenance of the Artificial Turf Pitch (ATP) and ancillary changing and office accommodation was entered into in March 1996. Since then community use of the ATP has been maintained (Monday – Friday 1730 – 2230, Weekends 0930 – 1700hrs and during school holidays) - this has primarily consisted of football related activities with some hockey usage. During this period the school have maintained active educational use via its PE Department.

As members are aware a major fire occurred on 1 September 2013, resulting in devastating damage causing 'temporary' closure of the ATP facility. The site currently remains closed to the Leisure Partnership operation.

During this period of closure, Serco have reviewed the impact of the fire and enforced 'temporary' closure and have advised South Ribble Community Leisure (SRCL) that they wish to negotiate withdrawal from the operation of the facility. It was stated by Serco that to maintain appropriate managed facilities to support the business model going forward would require significant further investment to replace the destroyed accessible changing rooms and ancillary office accommodation. From a managed perspective it would no longer be a commercially viable operation.

SRCL in response raised concerns about the potential loss of a community facility. With this in mind tentative discussions with the management team at the school have taken place, with representatives stating that there is a desire for community use of the ATP to continue, along with developing further community access to other additional school facilities. The school have indicated that it is their wish that they have direct operation and control of the ATP in the first instance and via future redevelopment of the school look to expand community use to other school buildings – the intention is that this would, enable the school’s community focus to be maximised to its full potential and to be more cost effective (economies of scale). Indeed, the planning application recently received by South Ribble Borough Council for a rebuild on the site does include provision of additional areas which will be directly accessible to the local community. It is anticipated that the ATP will become available for community use during January 2015.

WIDER IMPLICATIONS

In the preparation of this report, consideration has been given to the impact of its proposals in all the areas listed below, and the table shows any implications in respect of each of these. The risk assessment which has been carried out forms part of the background papers to the report.

FINANCIAL	<p>An anticipated combined reduction of up to £11,000 (associated revenue costs and the ‘annual’ Leisure Services Fee) will be realised as a result of withdrawing from the Dual Use Agreement.</p> <p>Scheduled PAISA Investment of £74,500 to be reallocated in 2015 to support the extension of ATP’s across the rest of the Leisure Partnership.</p>		
LEGAL	<p>Variations will be required to various documents in the suite of Leisure Partnership documents (involving the Council, Serco and the Leisure Trust) to exclude the facilities at Leyland St Mary’s from the scope of the partnership.</p> <p>In terms of the Dual Use agreement with Leyland St Mary’s a Deed of Termination will need to be drawn up and agreed with the school.</p>		
RISK	<p>The full risk assessment forms part of the background papers to this report. The main points for consideration are summarised here:-</p> <ul style="list-style-type: none"> • Potential closure of community facilities mitigated by the school looking to maintain and enhance community use of their facilities. 		
THE IMPACT ON EQUALITY	<p>The departure from the traditional football leagues will enable the development of links with community sports clubs and other minority sports (i.e. Hockey).</p>		
OTHER (see below) Staffing, Training and Development	<p>All operational employees have been successfully redeployed to other leisure centres.</p>		
<i>Asset Management</i>	<i>Corporate Plans and Policies</i>	<i>Crime and Disorder</i>	<i>Efficiency Savings/Value for Money</i>

<i>Equality, Diversity and Community Cohesion</i>	<i>Freedom of Information/ Data Protection</i>	<i>Health and Safety</i>	<i>Health Inequalities</i>
<i>Human Rights Act 1998</i>	<i>Implementing Electronic Government</i>	<i>Staffing, Training and Development</i>	<i>Sustainability</i>

BACKGROUND DOCUMENTS

Risk Assessment