

## Bath & North East Somerset Council

MEETING/ DECISION MAKER:	<b>Resources Policy Development &amp; Scrutiny Panel</b>	
MEETING/ DECISION DATE:	<b>23<sup>rd</sup> November 2016</b>	
TITLE:	<b>SMD E2900 – Getting Around Bath Transport Strategy</b>	
WARD:	Bath Wards and Bath Avon North	
<b>AN OPEN PUBLIC ITEM</b>		
<b>List of attachments to this report:</b>		

### **1 THE ISSUE**

- 1.1 A request to call in the SMD E2900 was considered by the Chief Executive and the Monitoring officer on 16<sup>th</sup> November 2016. The call-in was rejected or invalid, however it was agreed that Resources PDS Panel would be asked to consider two items raised by the call-in. This report addresses the agreed issues.

### **2 RECOMMENDATION**

The Panel is asked to;

- 2.1 Note the response to the issues raised below.

### **3 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)**

- 3.1 Covered in the SMD E2900

### **4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL**

- 4.1 This report is for information only.

### **5 THE REPORT**

- 5.1 There are 2 issues within the call-in on which further detail has been requested these are:

- (1) *Process: a decision, involving the sum of £300,000 and bringing total spending on preparation to over £1m, should be taken by the whole Cabinet in a public meeting, rather than using the SMD process (albeit involving two Cabinet members).*

(2) *Risk: insufficient weight has been given to the £800,000 revenue reversion risk outlined in paragraph 3.4 and 9.2, particularly given the well-documented costs and difficulties associated with all shortlisted sites for the P&R, including the risk of judicial review.*

5.2 **Issue No 1:** The Park and Ride capital scheme original budget was provisionally approved at £5.2m through the agreement of the Councils Budget in Feb 2014. Full approval of the £500k was agreed by Cabinet in Nov 2014 to begin scheme development work. The 2016/17 provisionally approved budget agreed at full Council in Feb 2016 for this project was £9.7m which included £4.7m of existing provisional budget and the addition of £5m 'as a result of additional costs anticipated around land acquisition and sites access challenges'<sup>1</sup> as identified in the report to Full Council Nov 2015.

5.3 Annex 1 gives detail of the P&R Scheme funding and expenditure, this allowed the enablement of the following:

- Development of transport modelling & site identification
- Consultation on possible sites
- Initial review and feasibility study of sites

5.4 A resolution, agreed at the Council meeting in November last year, requested that the Local Development Framework Steering Group (LDFSG) undertake a "review all the options for the location of an East of Bath P&R..." The LDFSG met on 4 occasions and were provided with details of nearly 20 possible sites as part of their work requested by Council. Supporting this work involved significant resources across a number of disciplines including engineering, planning and landscape expertise. Additional resources were required to support the Communities, Transport and Environment PDS Panel to undertake their review of 'integrated transport solutions east of Bath'.

5.5 As a result of the work undertaken during early 2016 a further £300k was released by a SMD E2834. This followed Council process for converting provisional approval to full as set out in the Council budget report: "*Items for Provisional Approval will require further Officer and Member scrutiny, including a formal Executive decision for Full Approval.*"

5.6 Cabinet in May 2016 considered the recommendations of the LDFSG and the outcome of the CTE PDS Panel's review. As a result of these recommendations further work has been undertaken as outlined in the SMD E2900. This allows detailed planning submission on a shortlist of sites, approaches to land owners and assessment of the capacity of these sites which will enable the project to be taken forward to site selection. Other than instructing property agents no further expenditure has been incurred on site acquisition.

5.7 The expenditure to support progress on the scheme will allow options to be considered with the further development of plans that present a range of shortlisted sites. This will support a decision meeting early in the New Year.

5.8 **Issue No 2:** At each point when a decision has been taken on this project the risk of a reversion to revenue of the Capital costs has been highlighted. The Council has a robust project management procedure which will manage this and other risks. Members should recall that one of the outputs of this work is the creation of a Multi-modal transport model which will inform the Council's broader transport interventions east of Bath, particularly the options for removing through traffic.

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<sup>1</sup> See paragraph 3.2 of report to Council 12/11/15.

As a result, not all of these costs will be borne by the P&R and could be apportioned, in due course, to other capital projects. Initial estimates suggest up to 50% (c£600k) of the expenditure may be at risk, if the P&R option was not brought forward creating a revenue reversion cost. Finally, undertaking a comprehensive review of options east of the city, as explained in paragraph 5.2 and 5.3 above, will minimise the risk of a successful Judicial Review.

## **6 RATIONALE**

6.1 See above

## **7 OTHER OPTIONS CONSIDERED**

7.1 Report for information.

## **8 CONSULTATION**

8.1 The Cabinet Member, Chief Executive, Monitoring Officer and Strategic Directors were consulted in preparing this report.

## **9 RISK MANAGEMENT**

9.1 This is covered in the SMD 2900.

<b>Contact person</b>	<i>Peter Dawson 01225-395181</i>
<b>Background papers</b>	SMD E2900 SMD E2834 Cabinet report E 2712 November 2014
<b>Please contact the report author if you need to access this report in an alternative format</b>	

ANNEX 1 – SCHEME BUDGET APPROVALS & EXPENDITURE

**TC8829S - Park & Ride Bath East Capital Funding Approvals**

Provisional Approved Budget	Total
Full Council February 2014	£5,200,000
Full Council February 2016	£5,000,000
<b>Total</b>	<b>£10,200,000</b>

Full Approval & Project Deliverables	2014/15	2015/16	2016/17	Total	Comments
Cabinet report E2712 November 2014	£350,000	£150,000		<b>£500,000</b>	Development of transport model including surveys
SMD E2834 January 2016	£0	£300,000		<b>£300,000</b>	Public consultation on possible sites
SMD E2900 September 2016			£300,000	<b>£300,000</b>	Initial review of sites following November Council
<b>Total</b>	<b>£350,000</b>	<b>£450,000</b>	<b>£300,000</b>	<b>£1,100,000</b>	

**TC8829S - Park & Ride Bath East Expenditure**

Supplier	2014/15	2015/16	2016/17	Total	Comments
Internal Fees (Staff Costs)	£0	£103,874	£57,505	<b>£161,380</b>	Project management, attendance at Public consultation in September 2015
Internal Planning Advice	£0	£0	£15,956	<b>£15,956</b>	
External costs					
Mott Macdonald	£290,762	£287,883	£57,932	<b>£636,578</b>	Expenditure includes surveys, model development, consultation, highway design and environmental work.
Mediaclash	£0	£5,250	£0	<b>£5,250</b>	
White Young Green	£0	£0	£102,650	<b>£102,650</b>	Environmental Planning
Other	£0	£4,928	£14,320	<b>£20,123</b>	Project Management, roadside interviews and visitor mapping
<b>Total</b>	<b>£290,762</b>	<b>£401,936</b>	<b>£248,363</b>	<b>£941,936</b>	