

North Yorkshire County Council
Business and Environmental Services

Executive Members

27 March 2020

Grant Acceptance for YNYERLEP funding awards for various projects associated with the impacts of flooding and to support electric vehicle charging

Report of the Assistant Director – Highways and Transportation

1.0 Purpose Of Report

- 1.1 To inform the individual Business and Environmental Services (BES) Executive Member of successful North Yorkshire County Council (NYCC) bids for funding to the York, North Yorkshire and East Riding Local Enterprise Partnership (YNYERLEP) to support various distinct NYCC projects, those being the delivery of Malton, Norton and Old Malton Flood Management Scheme and several distinct bids, offered as one grant award, to support feasibility work associated with the Upper Dales Flood Work, A6108/B6270, Swaledale Landslips, A684 Morton Flatts and the development of electric vehicle charging in North Yorkshire.
- 1.2 To seek the support of the Executive Member in consultation with the Corporate Director, BES, the Corporate Director- Strategic Resources and the Assistant Chief Executive, Legal and Democratic Services for the acceptance of the grants to permit the delivery of the work during the next financial year.

2.0 Background to the Report

2.1 Malton, Norton and Old Malton Flood Management Scheme

- 2.1.1 The BES Corporate Director, in consultation with BES Executive Members approved the submission of an application for £500k funding to the Local Growth Fund administered by the YNYERLEP for funding to support the delivery of the Malton, Norton and Old Malton Flood Management Scheme on 26 January 2018.
- 2.1.2 The project was approved by the YNYERLEP Board in December 2018, with one year given for the conditions attached to be fulfilled. Full approval of the bid was duly given in December 2019 by the YNYERLEP Board.
- 2.1.3 The funding will act as a contribution to the project which will also be jointly funded through contributions from Ryedale District Council (20% of scheme value), the EA (£320k) and a contribution of up to £450k, which is allocated in the FRM Revenue Reserve, following approval by the BES Corporate Director in consultation with BES Executive Members at their meeting on 26 January 2018.
- 2.1.4 The estimated cost of the project, with appropriate optimism bias applied is £1.5m.

2.2 Feasibility Studies

- 2.2.1 In January 2020 at very short notice the YNYER LEP invited bids for funding to support the development of potential LEP pipeline projects. With the support of the Corporate Director, BES, Highways and Transportation submitted bids to support feasibility work to develop a number of pipeline schemes. These were the following distinct projects, their commonality being that they are all associated with climate change and climate change resilience

2.3 Upper Dales Flood Feasibility Study

- 2.3.1 This project will assist with the feasibility of flood mitigation work in Dales villages at risk of flooding, and will proceed from the recommendations of the Section 19 report associated with the July 2019 flood events.

2.4 A6108/B6270 Swaledale Landslips

- 2.4.1 This work will seek to further develop engineering solutions to remedy landslips on the A6108 and B6270 and prepare a draft business case so that the schemes are 'bid ready'.

2.5 A684 Morton Flatts

- 2.5.1 This work will further develop engineering solutions to remedy the flooding issues on the A684 which lead to the increasingly frequent closure of A684 at the Morton-on-Swale bridge and prepare a draft business case so that the scheme is 'bid ready'.

2.6 Electric Vehicle Charging

- 2.6.1 The YNYER LEP have informally indicated a desire to implement a wide scale electric vehicle (EV) charging project across North Yorkshire. On this basis they have offered to NYCC a grant of £30k towards the costs of developing such a project.

3.0 Financial implications

3.1 Malton, Norton and Old Malton Flood Management Scheme

- 3.1.1 The acceptance of the Malton, Norton and Old Malton award is part of a package of funding, as explained earlier in this report and its acceptance is critical to permit the project to proceed.
- 3.1.2 At the time of writing, the NYCC, Ryedale District Council and the YNYERLEP funding (to which this report concerns) are all awarded by the relevant organisations. Confirmation of the EA award is expected imminently, with the project already appearing on the EA Flood Defence Grant in Aid Medium Term Plan.
- 3.1.3 The submission of the Bid to the YNYERLEP for the Malton, Norton and Old Malton Flood Scheme was approved by the Corporate Director, BES, the Assistant Chief Executive, Legal and Democratic Services and the Corporate Director, Strategic Resources (Section 151 Officer) in December 2018 following their consideration of the future terms of acceptance.
- 3.1.4 The funding must be spent before 31 March 2021.

3.1.5 Support of the Corporate Director, BES, in consultation with BES Executive Members is sought by this report as part of the NYCC internal grant acceptance process.

3.2 Feasibility Projects

3.2.1 It is proposed by the LEP to award the feasibility funding under one grant agreement, to be delivered across the schedule of projects of up to £200k, work to appropriate spending of this to the discrete projects is to be determined internally by NYCC and the LEP.

3.2.2 Support for the acceptance of the feasibility funding is sought by this report, as part of the NYCC internal grant acceptance process, which will include in this case earlier work to apportion the grant award to the various distinct projects.

3.2.3 Funding for the Feasibility studies must be spent prior to December 2020.

3.2.4 Although the exact costs of the feasibility studies are not yet known the grant from the LEP is not intended to cover the full costs. The additional costs associated with the two highways related schemes and the EV charging project (estimated to be approximately £90k) will be provided from the £700k annual allocation for Major Scheme Development. The County Council contribution for the Upper Dales Flood Study is expected to be £45k and is already committed to the FRM budget through the on-going drainage studies in the location which will support this work.

4.0 Legal implications

4.1 The submission of the Malton, Norton and Old Malton bid was supported by the BES Corporate Director in consultation with BES Executive Members at their meeting in January 2018. It was internally approved in December 2018, following consideration of the YNYERLEP Terms of Acceptance.

4.2 Feasibility bids were submitted in February 2020, with the support of the Corporate Director, BES.

4.3 An individual member of the Executive has the power, following consultation with the relevant Corporate Director, the Corporate Director – Strategic Resources and the Assistant Chief Executive (Legal and Democratic Services), to authorise the Corporate Director – Strategic Resources to accept any offer of grant or other external funding in excess of £100,000 in line with the requirements of paragraph 8.4 of the Financial Procedure Rules.

4.4 The projects are to be delivered in line with the stipulation of NYCC's powers as Lead Local Flood Authority, Local Highway Authority and Local Transport Authority.

5.0 Equalities implications

5.1 It is the view of officers that the recommendations in this report do not have any adverse impacts on any of the protected characteristics identified in the Equalities Act 2010. An Initial Equality Impact Assessment screening form is included as Appendix 1 to this report.

6.0 Recommendations

- 6.1 It is recommended that the Executive Member following consultation with the Corporate Director, BES, the Corporate Director – Strategic Resources and the Assistant Chief Executive, Legal and Democratic Services authorises the Corporate Director, Strategic Resources to accept the grants from the YNYERLEP associated with the delivery of Malton, Norton and Old Malton Flood Management Scheme and Upper Dales Flood Feasibility Study, A6108/B6270 Swaledale Landslips and A684 Morton Flatts and Electric Vehicle Charge Point Network Feasibility Projects
- 6.2 Note the various distinct projects and work-streams that this funding will enable.

BARRIE MASON
Assistant Director
Highways & Transportation

Author of Report: Emily Mellalieu

Background Documents: None

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| <p>Initial equality impact assessment screening form (As of October 2015 this form replaces 'Record of decision not to carry out an EIA')</p> <p>This form records an equality screening process to determine the relevance of equality to a proposal, and a decision whether or not a full EIA would be appropriate or proportionate.</p> | |
| Directorate | Business and Environmental Services |
| Service area | Highways and Transportation |
| Proposal being screened | To seek support of the Corporate Director, BES, in consultation with BES Executive Members for the approval of various grants from the YNYERLEP for projects associated with the impacts of climate change and flooding in various locations across county. |
| Officer(s) carrying out screening | Emily Mellalieu |
| What are you proposing to do? | Accept funding from the YNYERLEP to contribute towards the delivery of the Malton, Norton and Old Malton Flood Management Scheme and to permit feasibility study concerning flood risk in Upper Dales villages, landslip feasibility work in Swaledale and A684 Morton Flatts feasibility and EV charging. |
| Why are you proposing this? What are the desired outcomes? | As part of the NYCC grant acceptance process and to enable delivery of these growth projects. |
| Does the proposal involve a significant commitment or removal of resources? Please give details. | <p>The proposal would permit external funding of NYCC projects. £500k is awarded to support the Malton project and £200k is awarded for the feasibility projects, to be apportioned by NYCC and the LEP.</p> <p>the grant from the LEP is not intended to cover the full costs. The additional costs associated with the two highways related schemes and the EV charging project (estimated to be approximately £90k) will be provided from the £700k annual allocation for Major Scheme Development. The County Council contribution for the Upper Dales Flood Study is expected to be £45k and is already committed to the FRM budget through the on-going drainage studies in the location which will support this work.</p> |
| <p>Impact on people with any of the following protected characteristics as defined by the Equality Act 2010, or NYCC's additional agreed characteristic</p> <p>As part of this assessment, please consider the following questions:</p> <ul style="list-style-type: none"> • To what extent is this service used by particular groups of people with protected characteristics? • Does the proposal relate to functions that previous consultation has identified as important? | |

- Do different groups have different needs or experiences in the area the proposal relates to?

If for any characteristic it is considered that there is likely to be a significant adverse impact or you have ticked 'Don't know/no info available', then a full EIA should be carried out where this is proportionate. You are advised to speak to your [Equality rep](#) for advice if you are in any doubt.

| Protected characteristic | Yes | No | Don't know/No info available |
|---|--|----|------------------------------|
| Age | | No | |
| Disability | | No | |
| Sex (Gender) | | No | |
| Race | | No | |
| Sexual orientation | | No | |
| Gender reassignment | | No | |
| Religion or belief | | No | |
| Pregnancy or maternity | | No | |
| Marriage or civil partnership | | No | |
| NYCC additional characteristic | | | |
| People in rural areas | | No | |
| People on a low income | | No | |
| Carer (unpaid family or friend) | | No | |
| Does the proposal relate to an area where there are known inequalities/probable impacts (e.g. disabled people's access to public transport)? Please give details. | No. | | |
| Will the proposal have a significant effect on how other organisations operate? (e.g. partners, funding criteria, etc.). Do any of these organisations support people with protected characteristics? Please explain why you have reached this conclusion. | No | | |
| Decision (Please tick one option) | EIA not relevant or proportionate: | X | Continue to full EIA: |
| Reason for decision | The proposal is for the delivery of projects which do not adversely affect any one interest group differently to another. There may however be positive benefits for accessibility given the projects all would potentially positively benefit NYCC Highway Assets impacted by flood events. | | |
| Signed (Assistant Director or equivalent) | Barrie Mason | | |
| Date | 16/03/20 | | |