

 SCARBOROUGH BOROUGH COUNCIL	REPORT TO CABINET TO BE HELD ON 15 NOVEMBER 2022
	Key Decision Yes Forward Plan Ref N/A No
Corporate Aims Better Lives and Better Places	Cabinet Portfolio Cllr Tony Randerson Holder

REPORT OF: DIRECTOR (PT) – 22/238

WARDS AFFECTED: Filey, Northstead and Streonshalh

SUBJECT: Changing Places toilet expansion

RECOMMENDATION(S):

1. To accept the £160,000 grant from the Department for Levelling Up, Housing and Communities.
2. Approve the transfer of £120,000 from the Better Places budget to enable delivery of the project.
3. Approve exemptions to the Council's Contract Procedure Rules to allow the Council to procure the works required to deliver the Changing Places facilities at Whitby, Scarborough and Filey within this financial year;
4. Delegate authority to the Director (PT) to enter into the contracts to purchase a modular Changing Places building for Whitby with associated groundworks and the construction of two Changing Places spaces in Filey and Scarborough respectively.

REASON FOR RECOMMENDATIONS:

Accepting the recommendations will facilitate the creation of three changing places toilets in Whitby, Scarborough and Filey. All three sites should be open for April 2023, once commissioned they will significantly increase provision in the Borough's most visited locations.

HIGHLIGHTED RISKS:

Included risk matrix within this report.

1. INTRODUCTION

- 1.1 Changing Places Toilets [CPT] are for the exclusive use of people with profound disabilities, they differ from a traditional accessible cubicle in that they are larger and have additional equipment including; height adjustable adult changing bench and basin and electrically operated hoist.
- 1.2 Funding was announced in 2021 to dramatically expand the number of Changing Places nationally. Earlier this year it was announced that Scarborough Borough Council was successful in securing £160,000 to create three sites; Whitby Marina, Scarborough North Bay and Filey Foreshore, the funding is to be drawn down this financial year. The three locations have been chosen as the lack of a suitable facility nearby currently acts a significant barrier for CPT users.
- 1.3 In Whitby there is only one CPT currently, at the leisure centre, Officers propose to install a second facility at the Marina adjacent to the Borough Council main public toilet block and Marina Users facility. This location will provide coverage for visitors and residents in the heart of the town, the solution will be a modular building complete with York stone cladding and a curved roof to tie in with nearby structures.
- 1.4 At Scarborough North Bay the facility will be created by internally reconfiguring an unused portion of the beach management centre. This site once open will complement the site on South Bay, which forms part of the recently refurbished St Nicholas toilets.
- 1.5 At Filey Foreshore this site will be created from an unused portion of the building. This will create a high quality usable space for visitors and residents, there are currently no Changing Places facilities in Filey so is a much needed facility.

2. CORPORATE AIMS

- 2.1 Better Lives: The absence of a comprehensive network of facilities that mimics our wider public convenience network, presents a barrier to users of Changing Place toilets. This project should significantly reduce these barriers and enable both residents and visitors to enjoy our Coastline with dignity.

- 2.2 Brighter Places: A network of high quality Changing Places toilets improves our offer to visitors and residents.

3. BACKGROUND AND ISSUES

- 3.1 The Council's Public Convenience Strategy commits the Council to expand the network of CPT's. The total cost to deliver all three sites is £280,000, the funding reduces the Council's liability to £120,000.
- 4.2 In May a budget of £180,000 was setup for a number of pressing playground repairs, however a number of these sites in Filey are now being replaced in their entirety. This investment into new facilities, allows for a reallocation of £120,000 of the budget to fund the Changing Places toilets. The balance will be invested as planned in much needed improvements to our play space.
- 4.3 Thousands of people with profound and multiple learning disabilities, as well other disabilities that severely limit mobility, cannot use standard accessible toilets. People may be limited in their own mobility so need equipment to help them or may need support from one or two carers to either get on the toilet or to have their continence pad changed. Standard accessible toilets (or "disabled toilets") do not provide changing benches or hoists and most are too small to accommodate more than one person. Without Changing Places toilets, the person with disabilities is put at risk, and families are forced to risk their own health and safety by changing their loved one on a toilet floor.

4. CONSULTATION

- 4.1 Officers have met and discussed the project at length with the Whitby Disabled Action Group and the Yorkshire Coast and Ryedale Disability Forum to help shape the proposals for users.

5. ASSESSMENT

- 5.1 The provision of the three CPT's in Whitby, Scarborough and Filey will make a dramatic difference to the lives of residents and visitors who desperately need these facilities.
- 5.2 Taking the grant funding into account the net cost to the Borough Council is £120,000 which will see the project delivered in full.

6. IMPLICATIONS

Financial Implications

- 6.1 The required budget is to be funded from Better Places play budget.

Legal and policy Implications

- 6.2 The provision of toilets is a non-statutory service, investing in our public realm and network of sites fits with our policy approach on public conveniences.

This report seeks approval of exemptions to the Council's Contract Procedure Rules to allow the Council to procure the works required to deliver the Changing Places facilities at Whitby, Scarborough and Filey within this financial year. The Council has obtained a quote for the delivery of the Scarborough and Filey facilities from a local contractor which amounts to £144k. For the Whitby scheme, the Council is proposing to purchase a modular building from Danfo for circa £57k and will use the Council's existing term maintenance contract to procure the necessary ground works.

Equality and diversity Implications

- 6.5 The expanded network of CPTs locally supports in the delivery of our duties under the 2010 Equality Act.

Local Government Reorganisation

- 6.6 Officers have been in dialogue with colleagues at North Yorkshire County Council so they are familiar with the proposals.

7. ACTION PLAN

- 7.1 Subject to Cabinet approving the recommendations, and the Director being authorised to enter Contract should enable completion by April 2023.

A handwritten signature in black ink, appearing to be 'P. New'.

**Paul Thompson -
Interim Director of Neighbourhoods and Climate Change**

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Background Papers:

None

IF YOU HAVE ANY QUERIES ABOUT THIS REPORT OR WISH TO INSPECT ANY OF THE BACKGROUND PAPERS, PLEASE CONTACT THE AUTHOR

Risk Matrix

Risk Ref	Date	Risk	Consequences	Mitigation	Current Risk Score	Target Score	Responsible Officer	Action Plan
1	6.10.22	Failure to accept the grant	Funding is reallocated	Cabinet recommendation	B3	A1	HB	
2	6.10.22	Reputational damage from lack of CPT coverage	Reduced visitor numbers, negative coverage	Cabinet recommendation	D2	A1	HB	
3	6.10.22	Project Over-run	Overspend on project or scaling back of scope	Project Management of the works and contingency	B3	B3	HB	
4	6.10.22	Sites do not meet the CPT spec	Grant reclaimed	All works are pre-approved and experienced contractors used	A5	A5	HB	

Glossary of Terms

Risk

An event which may prevent the Council achieving its objectives

Consequences

The outcome if the risk materialised

Mitigation

The processes and procedures that are in place to reduce the risk

Current Risk Score

The likelihood and impact score with the current mitigation measures in place

Target Risk Score

The likelihood and impact score that the Council is aiming to achieve

Service Unit Manager

The Service Unit or Officer responsible for managing the risk

Action Plan

The proposed actions to be implemented in order to reduce the risk to the target score

Risk Scoring

Impact	5					
	4					
	3					
	2					
	1					
		A	B	C	D	E
	Likelihood					

Likelihood:

A = Very Low

B = Not Likely

C = Likely

D = Very Likely

E = Almost Certain

Impact

1 = Low

2 = Minor

3 = Medium

4 = Major

5 = Disaster