

Decision Maker: EXECUTIVE

Date: Wednesday 29 March 2023

Decision Type: Urgent Executive Key

Title: NATIONAL LOTTERY HERITAGE FUND GRANT FOR CRYSTAL PALACE PARK

Contact Officer: Alicia Munday, Head of Regeneration
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Chief Officer: Director of Housing, Planning, Property and Regeneration

Ward: Crystal Palace & Anerley;

1. Reason for decision/report and options

In February this year the Executive approved the procurement of a new multi-disciplinary team to take forward the delivery of the Regeneration Plan for Crystal Palace Park, the rationale for that report being urgent was due to the submission of a Levelling Up Application and National Lottery Heritage Fund Application. Whilst the Council was unsuccessful in their application for the Levelling up Fund, the Council have been notified they have been allocated almost £5m from the National Lottery Heritage Fund and have been awarded £304,350 initially to progress the scheme. This report seeks approval to accept this funding and to proceed with the wider scheme that this funding allows.

The report is marked as urgent as the project will be utilising grant funding which has timescales attached for delivery. Call-in will therefore not apply.

2. **RECOMMENDATION(S)**

That Members of the RRH PDS: -

2.1 Note the contents of this report and make any comments available to the Executive.

That Members of the Executive: -

2.2 Approve to accept the Development Grant of £304,350 from the National Lottery Heritage Fund to progress the scheme and increase the scope as enabled by the funding, and to add this to the Crystal Palace Capital Programme budget.

- 2.3 Approve the submission of the further documents required by the National Lottery Heritage Fund to secure the full £4.99m, and once confirmed to add this grant to the Crystal Palace Capital Programme budget.
- 2.4 Note the intent, set out in paragraph 3.4, to utilise the initial Development Grant to proceed to procurement (through compliant procurement routes) and/or recruitment of suitable specialist resource to progress the scheme.

Impact on Vulnerable Adults and Children

1. Summary of Impact: The park is visited by 1.4m visitors per annum. The majority of these visitors are from the communities that surround the park, some of which are within the 10% most deprived in the UK.
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Transformation Policy

1. Policy Status: Existing Policy
 2. Making Bromley Even Better Priority (delete as appropriate):
 - (1) For children and young People to grow up, thrive and have the best life chances in families who flourish and are happy to call Bromley home.
 - (2) For adults and older people to enjoy fulfilled and successful lives in Bromley, ageing well, retaining independence and making choices.
 - (3) For people to make their homes in Bromley and for business, enterprise and the third sector to prosper.
 - (4) For residents to live responsibly and prosper in a safe, clean and green environment great for today and a sustainable future.
 - (5) To manage our resources well, providing value for money, and efficient and effective services for Bromley's residents.
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Financial

1. Cost of proposal: Estimated Cost: £504,350
 2. Ongoing costs: Non-Recurring Cost
 3. Budget head/performance centre: Crystal Palace Park Regeneration Plan
 4. Total current budget for this head: £4.5m
 5. Source of funding: Capital Receipts, Grants and Forward Funding
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Personnel

1. Number of staff (current and additional): additional 1FTE
 2. If from existing staff resources, number of staff hours:
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Legal

1. Legal Requirement: Non-Statutory - Government Guidance
 2. Call-in: Not Applicable (Urgent)
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Procurement

1. Summary of Procurement Implications: The report indicates procurement of specialist consultants may be required to progress the scheme. All such procurements will be conducted within the Councils Contract Procedure Rules and authority for any contract awards arising are expected to be within the thresholds of Officer decision.
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Property

1. Summary of Property Implications: n/a
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Carbon Reduction and Social Value

1. Summary of Carbon Reduction/Sustainability Implications: see report
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Customer Impact

1. Estimated number of users or customers (current and projected):
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? No
2. Summary of Ward Councillors comments: Ward Cllrs are supporting of the Regeneration Plan and the Grant bid. However due to the time frame they haven't been asked to comment on this report.

3. COMMENTARY

- 3.1 Since becoming the custodians of Crystal Palace Park (CPP), the Council have been working to ensure that the Park is appropriately restored and maintained. As a result the Council developed a Regeneration Plan for the park which is made up of three strands:
- The physical regeneration – capital works
 - A new form of governance – the Crystal Palace Park Trust
 - A new business model – enabled through the capital works and new governance.

The outline planning application for the Regeneration Plan received consent in 2021. The legal agreements with the Local Planning Authority and the GLA were finalised in 2022. The new form of governance for the park and the new business model have been established, which leaves the capital works to be implemented in order to secure a long-term sustainable future for the park.

- 3.2 The next steps for the Crystal Palace Park Regeneration Plan were set out in report HPR2022/022 which went to the Executive in July 2022. As set out in that report approximately a third of the funding is expected to come from the sale of the housing land (enabling development), with the remaining generated through grants. This approach was previously approved in 2017 (Report No. DRR17/029).
- 3.3 The £5m grant from the National Lottery Heritage Fund is the first major grant award secured towards the capital works. The grant is specifically to take forward the restoration of the South West corner of the park: the Penge gate, the lower Paxton axis, and dinosaur landscape. In addition, the grant will go towards the new playground, the redeveloped information centre and the associated activity plan. Their grant structure means that we are initially allowed to draw down £304,350 to continue to develop the detailed designs and take the capital works to detailed planning. We will then be required to submit further documentation in May 2024 to secure the full £5m allocated.
- 3.4 The Council's match funding is already secured as this is coming from the housing land receipts (enabling development) and the Council is already forward funding the progression of elements of the Regeneration Plan in order to comply with the Shadow S106 requirements. This was agreed in the previous committee reports.
- 3.5 This grant allows the Council to proceed with a wider scope of the capital works from the approved Regeneration Plan, rather than just those specified in the Shadow S106, and will therefore require the appointment of an additional Project Manager and consultancy services to deliver the wider scope. These costs were all factored into the agreed £52m scheme and the grant will cover project costs that were always required as and when grant funding allowed us to deliver more of the Regeneration Plan's capital scheme. Appointments and/or procurements will be managed under the existing Scheme of Delegation and Contract Procedure Rules (Officer decision for these values).

4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

- 4.1 The Regeneration Plan will have a positive impact on vulnerable adults and children. The park is an unrestricted public space and leisure facility which is easily accessible by public transport and car.
- 4.2 The Park is designed for public enjoyment and education and includes the popular dinosaurs which are a unique London attraction. The Regeneration Plan will improve access and public enjoyment, and will increase the amount of high quality, freely accessible public land within the park. The Park provides green space for many local families who do not have access to

gardens of their own.

5. TRANSFORMATION/POLICY IMPLICATIONS

- 5.1 The Regeneration Plan has been a long term strategic solution for the Park which has a significant conservation deficit. Progressing this scheme will ultimately lead to a restored and sustainable park as well as eventual revenue savings.
- 5.2 The project will contribute to the Corporate Strategy to Make Bromley Even Better. It will meet the following objectives:
- For residents to live responsibly and prosper in a safe, clean and green environment great for today and a sustainable future.
 - To manage our resources well, providing value for money, and efficient and effective services for Bromley's residents.

6. FINANCIAL IMPLICATIONS

- 6.1 This report seeks the approval to accept the development grant of £304k already awarded by the National Heritage Lottery Fund and seeks for approval to submit for a further £4.99m of funding from the Lottery fund to support the costs of the CPP project.
- 6.2 The receipt of this funding will reduce the council's capital funding burden on this project as the costs were already factored into the original capital funding bid, thus reducing our borrowing liability, or allow for resources to be re-allocated to other schemes.
- 6.3 There are no costs associated with these recommendations and securing the funding will only help to improve the financial position of Bromley council.

7. PERSONNEL IMPLICATIONS

- 7.1 To note that additional staff required are entirely funded within the budget

8. LEGAL IMPLICATIONS

- 8.1 This report seeks approval of the Executive to
- approve accept the Development Grant of £304,350 from the National Lottery Heritage Fund to progress the scheme and increase the scope as enabled by the funding, and to add this to the Crystal Palace Capital Programme budget.
 - approve the submission of the further documents required by the National Lottery Heritage Fund to secure the full £4.99m, and once confirmed to add this grant to the Crystal Palace Capital Programme budget.
 - note the intent, set out in paragraph 3.4, to utilise the initial Development Grant to proceed to procurement (through compliant procurement routes) and/or recruitment of suitable specialist resource to progress the scheme.
- 8.2 The Council has the legal power to hold, maintain and develop its landholdings and buildings in connection with its functions and general powers in the way described in this report ,in particular in connection with its leisure and recreation powers under the section 19 Local Government Act (Miscellaneous Provisions) Act 1976. In addition, Section 1(1) of the Localism Act 2011 gives the Council the power to do anything that individuals may do and under Section 111 Local Government Act 1972 the Council has power to do anything calculated to facilitate, or is conducive or incidental to, the discharge of any of its functions.

- 8.3 In furtherance of these statutory powers the Council may accept and apply for the National Lottery Fund Grant as more fully set out in this report.
- 8.4 Whilst it is acknowledged that all Grant Agreements impose terms and conditions and obligations on the Grant recipient, the Council will nevertheless need to fully understand, adhere to and comply with all the National Lottery Fund Grant application requirements and Grant conditions accordingly. The legal department is to be contacted with any specific issues that are not clear and for any clarification sought.
- 8.5 Officers must ensure they comply with the Financial Regulations and Constitution when adding the Funding to the Capital Programme Budget.
- 8.6 The Procurement comments to this report explains the available procurement options to engage the relevant consultancy market .The procurement comments to this report also set out the required Authorisations under the Council's CPRs together with the application of the Public Contracts Regulations 2015 in due course.
- 8.7 The Councils Constitution at Rule 16 of the Policy Development and Scrutiny Procedure Rules permits the non- application of the general Call-in rules at Rule 15 where there is urgency, as follows: The call-in procedure set out in Rule 15 shall not apply where the Executive decision being taken is urgent. A decision will be urgent if any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interests. The record of the decision, and notice by which it is made public shall state whether in the opinion of the decision-making person or body, the decision is an urgent one, along with reasons why, and therefore not subject to call-in.

9. PROCUREMENT IMPLICATIONS

- 9.1 The report sets out in paragraph 3.4 that procurement of specialist consultants may be required. The specifics of such procurements will need to be identified and conducted in compliance with the Councils Contract Procedure Rules and UK Public Contracts Regulations 2015 where applicable, including publication of Notices through Contracts Finder where required.
- 9.2 The Councils Contract Procedure Rules allow a one quote process for consultancy services up to £25k. Over that threshold, a suitable Request for Quotes process or Invitation to Tender process must be undertaken in consultation with the Corporate Procurement Team.
- 9.3 The overall value of the grant is £304k and therefore any contract awards arising from a compliant tender process (other than exemptions, if and where sought) will be within the threshold of Officer decision.

10. PROPERTY IMPLICATIONS

- 10.1 No property implications

11. CARBON REDUCTION/SOCIAL VALUE IMPLICATIONS

- 11.1 The Regeneration Plan was assessed against the existing socio-economic baseline conditions as part of the outline planning application. Different socio-economic baseline conditions were considered to assess effects at a local, borough and regional level. The socio-economic baseline conditions were established using nationally recognised data and research, including (but not limited to) the 2011 Census, Office for National Statistics employment data, and statistics released by the Department for Education and National Health Service. Once complete and in operation, the Regeneration Plan interventions will generate 46 net jobs in the

Greater London area through a variety of means.

- 11.2 The future occupants of the new residential developments within the Regeneration Plan are estimated to spend approximately £3.6 million per annum in Greater London each year. The 210 additional dwellings will account for 3.3% of the total housing target set for Bromley in the London Plan between 2015 and 2025.
- 11.3 Primary healthcare facilities within 1km of the Site currently have an average of 1,863 patients per GP, which is broadly in line with the standard of one GP per 1,800 registered patients. The residential elements of the Regeneration Plan will increase this ratio to 1,875 patients per GP, but this is still in line with the set target for the UK.
- 11.4 The landscaping works within the Regeneration Plan will improve and expand open space across the Park by around 2.7ha and the quality of the open space will be greatly enhanced through new character areas, improved infrastructure and better accessibility. The works aim to re-establish the Park's cultural significance and identity.
- 11.5 The Regeneration Plan will provide 2,730m² of publicly accessible play space across three separate areas. This space will be accessible from the residential units within the Regeneration Plan and will cater for the needs of children of all ages within these units. In addition, the over-provision provided by the Regeneration Plan will improve the provision of local play space and will be accessible to visitors and the community.
- 11.6 The assessment for the outline planning application identified no potential significant adverse effects relating to socio-economics within either the construction/demolition or operational phase hence there is no requirement for mitigation. Significant beneficial effects are anticipated during operation as a result of the provision of open space in the local area (major beneficial) and the provision of open space locally (moderate beneficial).

12. CUSTOMER IMPACT

- 12.1 The impact on this grant will be positive for residents and users of Crystal Palace Park, as well as wider Borough residents as there will be less financial pressure on other capital grants.

13 WARD COUNCILLOR VIEWS

- 13.1 Ward Cllrs have supported the regeneration plan and the grant application.