

Officer Decision Notice

East Midlands Combined County Authority

Please forward this form to **Jodie Townsend, Interim Monitoring Officer** when completed, as soon as possible, but at the latest:

- for **Key Decisions** which may be called-in, **to be received by midday on the second working day after the decision is made**, and
- for any other decision, within 5 working days.

Publish promptly - **you cannot implement any Key Decision open for call-in until midday on the 6th day after it has been published as a written record of officer decision.**

Please refer to Article 6: Decision-Making and the Access to Information Rules within the Constitution for more information regarding what defines a Key Decision.

ODN Number:	ODN20240028				
Authorised Decision-Maker:	Mark Rogers Interim Chief Executive				
Decision:	Approval to passport transport capital funding payments through to the Constituent Authorities.				
Date decision taken:	21 October 2024				
Financial Impact:	Financial Year	Revenue £'000	Capital £'000		
	2024/25		£45,539,250		
	2025/26				
	2026/27				
	Total				
Decision detail:	One of the responsibilities passed to EMCCA on its establishment was to receive transport capital grants from Government for the Pothole Fund, Highways Maintenance Block (Needs and Incentive Elements) and the Integrated Transport Block. The Grant Determinations for each funding stream were notified to each Council in late 2023 for the 2024/25 financial year.				
	On the grounds that each Constituent Authority has already committed to delivering its capital programme spend for the current year, it has been considered reasonable for EMCCA to passport across the agreed funding allocations. The table below details the total allocation due to each Constituent Authority for the full 2024/25 financial year.				
	Funding type	Derby	Nottingham	Derbyshire	Nottinghamshire
	Pothole funding	£1,229,000	£1,229,000	£10,533,000	£8,280,000
	Needs element	£1,229,000	£1,229,000	£10,533,000	£8,280,000
	Incentive element	£307,000	£307,000	£2,633,000	£2,070,000
Integrated Transport	£1,825,000	£3,416,000	£3,672,000	£3,947,000	

Total 24/25 allocation	£4,590,000	£6,181,000	£27,371,000	£22,577,000
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Grant determination letters have been sent out to each Constituent Authority and these have now all been signed by their respective S151 officers and returned to EMCCA.

This decision Notice is to pay out the sums stated in the table below in line with the comments above which is supported an informal leader’s meeting paper (attached – **Item 6 – Transport capital allocation**) that has previously been presented in July 2024.



Item 6 - Transport capital allocations.doc

Noting these payments are made quarterly by the Department for Transport and the payment for the first quarter has been made directly to the constituent authorities, EMCCA only has the responsibility to make the payment for the remaining 3 quarters. The table below sets out the details of the value that is to be paid out this financial year to each Constituent Authority.

	Derby	Nottingham	Derbyshire	Nottinghamshire	Total
Quarter 2	£1,147,500	£1,545,250	£6,842,750	£5,644,250	£15,179,750
Quarter 3	£1,147,500	£1,545,250	£6,842,750	£5,644,250	£15,179,750
Quarter 4	£1,147,500	£1,545,250	£6,842,750	£5,644,250	£15,179,750
	£3,442,500	£4,635,750	£20,528,250	£16,932,750	£45,539,250

Reason(s) for the Decision:

This decision is being taken to enable the Constituent Authorities to fulfil their respective capital commitments.

Consultation required:

The S73 officer has been consulted as well as the Interim Monitoring Officer/Head of Governance and they are both in agreement to this process. Furthermore, the section 151 officers of the Constituent Authorities have all consented to this process and hence are expecting these payments.

Any alternative option(s)


(Insert details of any alternative options considered and rejected with reasons why)

YES	NO
	X

If the decision is a Key Decision complete the following section:

Is this a Key Decision?	(If yes then please provide date of notice of Key Decision was published/ whether an exemption was relied upon)	
YES	NO	
	X	
Is the decision eligible for call-in by OSC?	This decision is not eligible for call-in. The original decision taken by Board on the 16 September 2024 was a key decision and therefore eligible for call in by the overview & Scrutiny Committee	
YES	NO	(If yes insert date of start of the call-in period [publication])
		If yes insert date of end of the call-in period
Is the decision an urgent key decision?	(If the decision is not eligible for call-in by the OSC but is a Key Decision, state why the decision is urgent.)	

It is the responsibility of the ODN author to ensure the following section is completed before submission to the Approver.

ODN Appendices:	<p>The main appendix is the informal leaders paper presented on the 23 July 2024 which is attached.</p>  <p>Item 6 - Transport capital allocations.doc</p>	
Background Documents:	<p>The budget monitoring report for Quarter 1 2024-25 requested approval for the draft capital programme which included the sums to be passported for the transport schemes. Approval for the capital programme was provided at the EMCCA Board meeting on 16th September 2024.</p>	
Name of any Member who declared an interest in relation to the decision:		
Contact Officer:	Name:	Peter Mann
	Post/ Title:	Interim Transport Programme Director
	Tel:	07974 842974
	Email:	peter.mann@eastmidsdevo.org.uk
Implications Section		
Financial Implications:	<p>We have received the quarter 2 payment from the Department for Transport and it is now overdue for onward payment to the Constituent Authorities. There is no financial risk to EMCCA as we will only be paying out what we have received from DfT leaving us in a cash neutral position.</p>	
Name and Date:	Nick Bell 22/10/24	
Legal Implications:	<p>The process for passporting of this funding has been agreed between the Mayor and Constituent Council Leaders and endorsed by Officers Legal considerations will be taken by each constituent authority.</p> <p>On 16 September EMCCA Board approve the Revenue and Capital Budget Monitoring Report which contained this passported funds.</p>	
Name and Date:	Jodie Townsend 22/10/2024	
Procurement Implications:	<p>There are no Procurement implications arising from the recommendations of this report.</p>	
Name and Date:	John Thompson 22/10/24	
Human Resource Implications:	<p>There are no Human resource implications arising from the recommendations of this report.</p>	
Name and Date:	Andrew Nash 13/11/24	

Authority for decision

The decision-maker was authorised to make this decision through:		YES	NO	DATE
The Combined County Authority/ Committee/ Mayoral resolution:		X		
The officer scheme of delegation:				
The officer sub-delegation scheme:				
Other:				
Authorisation provided by (must be within an approved budget) (Name, Title and signature of officer with authority to approve)				
Below £500k <i>CEO/ Deputy CEO/ Executive Director/ Monitoring Officer/ S73 Officer</i>	Name:			
	Title/ Role/ Position:			
	Date:			
	Signature:			
Between £500k - £1million <i>CEO/ S73 Officer</i>	Name:			
	Title/ Role/ Position:			
	Date:			
	Signature:			
Above £1million <i>CEO/ S73 Officer</i>	Name:	Nick Bell		
	Title/ Role/ Position:	Interim Director of Finance		
	Date:	22/11/24		
	Signature:	