

BLACK COUNTRY LOCAL ENTERPRISE PARTNERSHIP
MEETING OF THE PARTNERSHIP BOARD

Monday 21st January 2019

DECISION NOTICE
PUBLIC

Agenda Item	Item	Decision
	In attendance	<p>Paul Brown, Simon Eastwood, Chris Handy, Tom Westley Prof Geoff Layer and Jatinder Sharma Prof Jackie Dunne</p> <p>Cllr. Jackie Cowell – Dudley MBC Cllr Bill Gavan – Sandwell MBC Cllr Adrian Andrew – Walsall MBC – Cllr John Reynolds – City of Wolverhampton</p> <p>Observer - Cllr Brian Edwards – Leader of South Staffordshire District Council Chief Exec – Richard Lawrence for Tom Johnson Apols – Stewart Towe, Andy Cox, Lindsey Flynn, Ninder Johal, Deborah Williams Cllrs. Mike Bird, Steve Eling, and Qadar Zada</p>
1/19	Declarations of Interests, etc.	<p>Minute 20/19 - GPS Thomas Dudley Foundry – Tom Westley declared a personal interest as the applicant was know to him, took not part in the consideration or voting thereon and left the room during consideration of the report. Dudley College – Tom Westley declared his interest as a Governor of Dudley College, insofar as any matter referenced the College.</p>

2/19	Minutes of the LEP Board held on 17 th December 2018.	Agreed that the minutes of the meeting held on 17 th December 2018 be received and confirmed as a correct record.
3/19	<p>Policy Update</p> <ul style="list-style-type: none"> ii. Policy Away Day Notes and Outcome iii. Prime Minister’s Council of LEP Chairs – 31st January 2019 - iv. HMRC Customs Intermediaries Grant v. Future High Streets Fund vi. JLR Announcement 	Agreed that the Policy Update be noted
4/19	Annual Performance Review	Agreed that the Annual Performance Review be noted.
5/19	<p>National Assurance Framework and Black Country AF</p> <p>(Decision – quorum required)</p>	<p>Agreed: - That the LEP Board</p> <ul style="list-style-type: none"> 1) Note the contents of the report; and 2) Approve the initial tranche of amendments and additions the Assurance Framework: - <ul style="list-style-type: none"> i) Appendix 3 – Recruitment and Selection Policy – addition under “Recruitment of Board Members” for the appointment of Chair, to include a panel of Black Country business representatives in the selection process. ii) Appendix 3 – Recruitment and Selection Policy – addition under “Recruitment of Board Members” to require a commitment to recruit under positive action, people who can bring new ideas and increase Board diversity, with a commitment to continue to drive towards an equal Board gender representation by 31st March 2023. iii) Assurance Framework – Paragraph 1.3.3 – the addition

		<p>of the following paragraph relating to new appointees. “All new BC LEP Board members, to include the Chair, (except for Council Leaders) appointed post January 2019 will normally serve for a period of three years renewable for one further term subject to the approval of the BC LEP Board and subject to such performance review process as the BC LEP Board may establish.”</p> <p>iv) To note the requirement of the three West Midlands LEPs and WMCA to develop a collaboration agreement and note this will be subject to the outcome of the LEP Review.</p> <p>v) To note that the Annual Accounts are accessible via the website and that the LEP Assurance Framework will include a reference to how and when the accounts will be published each year.</p> <p>3) To note that a report will be submitted to the February Board meeting providing a fully revised Assurance Framework in line with the NAF issued in January 2019.</p>
6/19	WMCA Update	Agreed that the WMCA update be noted.
7/19	Black Country Local Implementation Plan (LIP)	Agreed that the LEP Board: - <ol style="list-style-type: none"> 1) Note the progress of the Black Country LIP production and latest developments 2) Note the comments on the emerging content including identification of any gaps and comment on the existing pipeline.

		3) Agree to the continued development of this document in line with emerging government timescales.
8/19	Black Country Smart Digital Update	Agreed that the LEP Board: - a) Note the Smart Digital update; and b) Note and support the application for £10,000 to BDUK for demand stimulation activity in the Black Country.
9/19	Local Programme Dashboards <ul style="list-style-type: none"> • In Flight Current Financial Year • Future Years • Pipeline • Land and Property Investment Fund • Growing Priority Sectors • Growing Places • Enterprise Zones 	Agreed that the LEP Board note the following Local Programme Dashboard updates: - i) In Flight Current Financial Year ii) Future Years iii) Pipeline iv) Land and Property Investment Fund v) Growing Priority Sectors vi) Growing Places vii) Enterprise Zones
10/19	Dudley Town Centre Infrastructure Improvements – Development Funding	Agreed that the LEP Board approves the Dudley Town Centre Infrastructure Improvements – Development Funding project, from within the Growth Deal programme. Grant Funding is to be awarded to the value of £150,000 with delivery to commence in the 2018/19 financial year.

11/19	City North Gateway Phase 1	<p>Agreed that the LEP Board approves the Additional Funding Request of £480,000 for the City North Gateway Phase 1 project, from within the Growth Deal programme. Grant Funding is to be awarded to the value of £480,000 with delivery to commence in the 2018/19 financial year; subject to the following condition: -</p> <ul style="list-style-type: none"> a) That the proposed funding be awarded on the condition that the full amount of £480,000 is drawn down in the 2018/19 financial year, to include the previous 2018/19 Grant Award of £551,920; and b) That failure to draw down the full amount of £1,031,920 in the financial year 2018/19, will result in the additional funding of £480,000 being withdrawn.
12/19	Hatherton Street Phase 2	<p>Agreed that the LEP Board approves the Hatherton Street Phase 2 project, from within the Growth Deal programme. Grant Funding is to be awarded up to the value of £799,819 with delivery to commence in the 2019/20 financial year, subject to a standard gap funding agreement is recommended to be offered to the applicant, subject to the following proposed conditionality;</p> <ul style="list-style-type: none"> a) The Applicant to provide a copy of their State Aid advice confirming that grant funding of the scheme in the recommended sum would be State Aid compliant. b) Approval of the BCLEP Board and Black Country Joint Committee. c) Completion of the Funding Agreement within 2 months of issue. d) Clawback provision to be included if Jessup Brothers are to dispose of the subject two office blocks at

		<p>Hatherton Street within three years of practical completion, with 50% of any uplift from the market value from the assumed current Gross Development Value of £2,029,533 to be paid to BCLEP. The total clawback received shall not exceed the amount of grant drawn down.</p> <p>e) That the proposed funding , together with further conditionality, as set out within the attached draft Heads of Terms to be agreed between the Applicant and the relevant Accountable Body, dependent upon the funding programme proposed to support the scheme.</p>
13/19	Shidas Lagoon Site Investigation	<p>Agreed that the LEP Board approves the Additional Funding Request of £35,000 for the Shidas Lagoon Site Investigation project, from within the Growth Deal programme. Grant Funding is to be awarded to the value of £35,000 with delivery to commence in the 2018/19 financial year, subject to the following conditions</p> <p>a) It is recommended that the funding be awarded on the condition that the full amount of £35,000 be drawn down in the 2018/19 financial year, as well as the original Grant Award of £81,719.</p> <p>b) That failure to draw down the amount of £116,719 in this financial year will result in the additional funding of £35,000 being withdrawn.</p>

14/19	Wharf Approach Site Investigation	<p>Agreed that the LEP Board approves the Additional Funding Request of £10,787 for the Wharf Approach Site Investigation project from within the Growth Deal Programme. Grant funding of £10,787 with delivery to commence in 2018/19 financial year.</p> <p>a) It is recommended that the funding be awarded on the condition that the full amount of £10,787 is drawn down in the 2018/19 financial year, as well as the original Grant Award of £16,272.</p> <p>b) Failure to draw down the amount of £27,059 in this financial year, will result in the additional funding of £10,787 being withdrawn.</p>
15/19	Halesowen College – Business & Construction Management Centre	<p>Agreed that the LEP Board approves the Halesowen College – Business & Construction Management Centre project from within the Growth Deal Programme, subject to the conditions below, grant funding of £5,932,100 with delivery to commence in 2018/19 financial year.</p> <p>a) Sufficient funds being available in Growth Deal; and</p> <p>b) The final outcome and recommendations from the Technical Appraisal.</p>
16/19	The Leather Industry Expansion	<p>Agreed that the LEP Board approves The Leather Industry Expansion project from within the Growth Deal Programme, subject to the conditions below, grant funding of £450,000 with delivery to commence in 2018/19 financial year.</p> <p>a) Sufficient funds being available in Growth Deal; and</p> <p>b) The final outcome and recommendations from the Technical Appraisal.</p>

17/19	Very Light Rail Main Scheme (Hub to Home Transport Innovation Centre and Test Track Project: Very Light Rail and Autonomous Technologies)	Agreed that the LEP Board approves the Change Request for the Very Light Rail Main Scheme project from within the Growth Deal Programme.
18/19	Church Square Apartments	Agreed that the LEP Board approves the Church Square project from within the Growth Deal Programme. Grant funding of £123,121 with delivery to commence in 2018/19 financial year.
19/19	Growing Priority Sectors – Management & Administration (M&A) budget increase	Agreed that the LEP Board approves the increase to the Growing Priority Sectors M&A budget of an additional £30,000, from the currently forecasted £34,000 underspend for the overall budget, to cover additional Due Diligence costs for the programme.
20/19	Growing Priority Sectors – Thomas Dudley Foundry	Agreed that the LEP Board approves the Thomas Dudley Foundry project, part of Growing Priority Sectors, from within the Growth Deal programme. Grant funding is to be awarded to the value of £315,000 with delivery to commence in the 2018/19 financial year. (NB Tom Westley declared a personal interest as the applicant was known to him, took not part in the consideration or voting thereon and left the room during consideration of the report.)
21/19	Growing Priority Sectors – UK Rubber & Plastics	Agreed that the LEP Board approves the UK Rubber & Plastics project, part of Growing Priority Sectors, from within the Growth Deal programme. Grant funding is to be awarded to the value of £50,000 with delivery to commence in the 2018/19 financial year.
22/19	Growing Places Fund - Growing Places Project Change Request – Dudley Castle Hill	Agreed that the LEP Board: - 1) Approves the Change Request for the Dudley Castle Hill Project from

		<p>within the Growing Places Programme.</p> <p>2) Not that this Change Request relates to a change in the terms of the lease.</p>
23/19	Funding Sub-Group – 9 th January 2019	Agreed that the minutes of the Funding Sub-Group meeting held on 9 th January 2019 be received and confirmed as a correct record.
24/19	Black Country Joint Executive Committee – decisions 5 th December 2018	Agreed that the Black Country Joint Executive Committee decisions from their meeting held on 5 th December 2018 be noted.
25/19	PR and Comms Report	Agreed that the PR and Comms Dashboard be received and noted.
26/19	Date of Next Meeting –	Agreed that the date of the next meeting, 25 th February 2019 at The Hub, Walsall College, be noted.
27/19	Exclusion of the Press and Public: -	Agreed that the public and press be excluded from the rest of the meeting to avoid the possible disclosure of exempt information under Schedule 12A to the Local Government Act 1972 for the reasons stated on the agenda’.
28/19	Private minutes of the LEP Board – 17 th December 2018	Agreed that the minutes of the Funding Sub-Group meeting held on 9 th January 2019 be received and confirmed as a correct record.
29/19	LEP Review	Agreed that the Board note the update
30/19	Phoenix 10	<p>Agreed that the LEP Board:</p> <p>1) Approves the Accountable Body for the Growth Deal (Walsall Council) to proceed to an internal Grant Agreement with Walsall Council to deliver the Local Growth Fund (LGF) funded elements of the Phoenix 10 Phase 1 project with</p>

		<p>delivery to commence in the 2018/19 financial year. Grant Funding to be awarded up to the value detailed in the report in the 2018/19 financial year.</p> <p>2) Approves the reduction of up to the value detailed in the report from the LPIF allocation.</p> <p>3) Confirms the Value for Money of this strategic investment and acknowledge that the use of BC grant funding was funding of last resort.</p> <p>4) Notes that this was for the first financial year of the Phoenix 10 project.</p>
31/19	Birchley Island Main Scheme Project Approval	<p>Agreed that the LEP Board approves the Birchley Island Main Scheme project, from within the Growth Deal programme. Grant Funding is to be awarded up to the value detailed in the report with delivery to commence in the 2018/19 financial year.</p>
32/19	M6 Junction 10 – Information Update	<p>Agreed that the LEP Board: -</p> <p>1) Notes the project progress for M6 Junction 10 Major Highways Improvement Scheme (M6 J10); and</p> <p>2) Notes the revised spend profile for the M6 Junction 10 Major Highways Improvements project as set out in the report, which is funded from the Local Growth Fund (Transport Block) Programme.</p>
33/19	Dudley Interchange – Information Update	<p>Agreed that the LEP Board notes the project progress for the Dudley Interchange project.</p>

34/19	i54 Western Extension – Access Package (SEPPL115) (The Chair agreed to the urgent consideration of this item as a decision thereon was required before the next meeting of the Board)	Agreed that the LEP Board approves the i54 Western Extension – Access Package project, from within the Growth Deal programme. Grant Funding is to be awarded up to the value detailed in the report, with delivery to commence in the 2019/20 financial year.
35/19	LPIF Dashboard Private version	Agreed that the update on LPIF dashboard be noted.