Dear Sir/Madam,

The Cabinet Member for Finance and Civic Affairs (Councillor D. Harvey) is to consider the following reports and make decisions on Monday, 17th December, 2012 at 6.00 p.m. in Interview Room A, Town Hall, Nuneaton.

Yours faithfully,

ALAN FRANKS
Managing Director

A G E N D A

PART 1
PUBLIC BUSINESS

1. EVACUATION PROCEDURE
A fire drill is not expected, so if the alarm sounds please evacuate the building quickly and calmly. Please use the stairs and do not use the lifts. Once out of the building, please gather outside the Yorkshire Bank on the opposite side of the road.

Exit by the door by which you entered the room or by the fire exits which are clearly indicated by the standard green fire exit signs.
If you need any assistance in evacuating the building, please make yourself known to a member of staff.

Please also make sure all your mobile phones are turned off or set to silent.

2. **PUBLIC CONSULTATION** - Members of the public will be given the opportunity to speak on specific agenda items if notice has been received.

3. **DECLARATIONS OF INTEREST** - To receive declarations of Disclosable Pecuniary and Other Interests, in accordance with the Members’ Code of Conduct.

   **Note:** Following the adoption of the new Code of Conduct, Members are reminded that they should declare the existence and nature of their personal interests at the commencement of the relevant item (or as soon as the interest becomes apparent). If that interest is a Disclosable Pecuniary or a Deemed Disclosable Pecuniary Interest, the Member must withdraw from the room.

   Where a Member has a Disclosable Pecuniary Interest but has received a dispensation from Standards Committee, that Member may vote and/or speak on the matter (as the case may be) and must disclose the existence of the dispensation and any restrictions placed on it at the time the interest is declared.

   Where a Member has a Deemed Disclosable Interest as defined in the Code of Conduct, the Member may address the meeting as a member of the public as set out in the Code.

   **Note:** Council Procedure Rules require Members with Disclosable Pecuniary Interests to withdraw from the meeting unless a dispensation allows them to remain to vote and/or speak on the business giving rise to the interest.

   Where a Member has a Deemed Disclosable Interest, the Council’s Code of Conduct permits public speaking on the item, after which the Member is required by Council Procedure Rules to withdraw from the meeting.


5. **EXCLUSION OF THE PUBLIC AND PRESS**

   RECOMMENDED

   **THAT** under section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting during consideration of the following items, it being likely that there would be disclosure of exempt information of the description specified in paragraph 7 of Part I of Schedule 12A to the Act.
PART 2

EXEMPT ITEMS

6 WRITE OFF OF BAD DEBTS – report of the Revenues Manager attached (Page 13).
Report Summary Sheet

<table>
<thead>
<tr>
<th>Date:</th>
<th>17th December 2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Subject:</td>
<td>Discretionary Rate Relief</td>
</tr>
<tr>
<td>Portfolio:</td>
<td>Leader – Cllr D. Harvey</td>
</tr>
<tr>
<td>From:</td>
<td>Revenues Manager</td>
</tr>
</tbody>
</table>

Summary: To consider requests for Discretionary Rate Relief from charitable and other organisations and to approve or reject the applications. Details of applications are set out in appendices.

Recommendations: That for the reasons detailed in the reports, the following application for Discretionary Rate Relief be approved:

ESH Works Ltd
Wembrook Community Centre

Reasons: As set out in the individual reports

Options: None

Subject to call-in: Yes

Forward plan: No
<table>
<thead>
<tr>
<th>Corporate priorities:</th>
<th>Aim 1, Priority 4</th>
</tr>
</thead>
<tbody>
<tr>
<td>Relevant statutes or policy:</td>
<td>Rate Relief under Sections 43, 44, 47 and 48 of the Local Government Finance Act 1988 (Mandatory and Discretionary Rate Relief)</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Equal Opportunity Implications:</th>
<th>None</th>
</tr>
</thead>
<tbody>
<tr>
<td>Human Resources Implications:</td>
<td>None</td>
</tr>
<tr>
<td>Financial Implications:</td>
<td>The amount of the discretionary relief applied for, and recommended, and the associated costs to the Council are set out in the appendices.</td>
</tr>
<tr>
<td>Health Inequalities Implications:</td>
<td>None</td>
</tr>
<tr>
<td>Risk Management Implications:</td>
<td>None</td>
</tr>
<tr>
<td>Environmental Implications:</td>
<td>None</td>
</tr>
<tr>
<td>Legal Implications:</td>
<td>No other specific legal implications</td>
</tr>
</tbody>
</table>

| Contact Details: | Sue Trahern  📞:7637 6146 |
NUNEATON AND BEDWORTH BOROUGH COUNCIL

Report to: Councillor D. Harvey, 17th December 2012
From: Revenues Manager (Sue Trahern)
Subject: DISCRETIONARY RATE RELIEF
Portfolio: Leader (Councillor D. Harvey)

1. **Purpose of Report**

   To consider requests for Discretionary Rate Relief from charitable and other organisations and to approve or reject the applications. Details of the applications are set out in the appendices.

2 **Background**

2.1 **Rate Relief under Section 43, 44, 47 and 48 of the Local Government Finance Act 1988 (Mandatory and Discretionary Rate Relief).**

2.2 Mandatory rate relief of 80% of the Non-Domestic Rate (NDR) generally applies where:
   a) properties are occupied and used for charitable purposes by charities and almshouses;
   b) shops are used by charities and the proceeds from sales (after deductions of any expenses) are applied for the purposes of the charity.

2.3 Charitable organisations, which qualify for the mandatory rate relief of 80% from the non-domestic rates, may also apply to the Council for additional discretionary rate relief. Upon application, the Council will consider any such case and has the discretion to grant additional rate relief up to a further 20% of the total non-domestic rates payable.

2.4 Certain other similar organisations, which are not established or conducted for profit and which do not qualify for mandatory rate relief of 80%, may also apply to the council for discretionary rate relief. Upon application, the Council will consider any such case and has the discretion to grant rate relief of any amount up to 100% of the total non-domestic rates payable.

2.5 Where applicable, mandatory relief is paid by the NDR Pool and does not fall on the Council’s taxpayers. However, where discretionary relief is granted in addition, 25% of the relief is met by the NDR Pool and the remaining 75% has to be met by the Council’s taxpayers. Where discretionary relief only is given, then 75% is met by the NDR Pool and 25% by the Council’s taxpayers.
3. **Applications**

3.1 Applications have been received from the following charitable and other organisations, summary details and recommendations are set out in the appendices:

   - Appendix A: ESH Works Ltd
   - Appendix B: Barnado’s
   - Appendix C: Wembrook Community centre
   - Appendix D: The Salvation Army

4. **Financial Implications**

4.1 The amount of the discretionary relief applied for, and recommended, and the associated costs to the Council are set out in Appendix E.

5. **Recommendations**

That, for the reasons detailed in the reports, the following applications for Discretionary Rate Relief be:

a) approved: ESH Works Ltd
   Wembrook Community Centre

b) rejected: Barnado’s
   The Salvation Army

SUE TRAHERN
DISCRETIONARY RATE RELIEF

ESH Works Ltd

Ward Relevance:
Wembrook

Address:
24a Coton Road
Nuneaton

Description:
Offices & Premises

Charge:
30/05/12 – 31/03/13

£
3093.53

Aims and Objects of Organisation:
The objects have been stated as:

a) Provide guidance and support for those addicted to or affected by Alcohol, Drugs or other dependencies;
b) Provide residential and day care, rehabilitation, education and support for individuals who are addicted to Alcohol, Drugs and other dependencies;
c) Provide education, information and support for those working in or concerned with the care of people addicted to Alcohol, Drugs and other dependencies;
d) Provide input to the quality of service provision by engaging those addicted to or affected by Alcohol, Drugs or other dependencies in the improvement and delivery of the services.
e) To provide services by associating with voluntary organisations, local authorities, health organisations, local communities and local organisations, government departments in a common effort to provide services enabling individuals to move forward with their lives;
f) To manage and improve the facilities and services of the Company which, in the opinion of the Directors, may enhance the sustainability of the Company.

Accounts:
A report of the Directors and unaudited Financial Statements for the Year ended 31st December 2011 have been submitted with the application.

Cost to Nuneaton and Bedworth Taxpayers:
If 100% discretionary rate relief were granted, the cost to the taxpayers of Nuneaton and Bedworth would be £773.38

Commentary:
The applicant is a not-for-profit organisation. They leased premises in Coton Road as this district was identified as a key area to which support could be offered. They offer a free service to Nuneaton and Bedworth residents and provide support groups, drop-in sessions and education not only for clients but also members of their families. They currently serve around 50-60 people. The vast majority of their funding is obtained via commissioned work from Warwickshire County Council.

Recommendation:
You may think it appropriate to grant 100% discretionary rate relief.
DISCRETIONARY RATE RELIEF

Barnardo’s

Ward Relevance:
Attleborough

**Address**  
Unit 8, Albion Court  
92 Attleborough Road  
Nuneaton

**Description**  
Offices & Premises

<table>
<thead>
<tr>
<th><strong>Charge</strong></th>
<th><strong>£</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>01/05/12 – 31/03/13</td>
<td>3110.64</td>
</tr>
<tr>
<td>Less Mandatory Rate Relief</td>
<td>(2488.51)</td>
</tr>
<tr>
<td></td>
<td>622.13</td>
</tr>
</tbody>
</table>

**Aims and Objects of Organisation**
The Association is established for the following objects:
(i) the relief and assistance of children and young people in need;
(ii) the promotion of the education of children and young people;
(iii) the promotion among children and young people of the knowledge of the Christian faith or the faith in which they were brought up;
(iv) the relief of the poor, sick, handicapped and aged.

**Accounts**
The annual report and accounts for the year ended 31st March 2012 have been provided. On the balance sheet, total funds for the charity were showing as £20.6m

**Cost to Nuneaton and Bedworth Taxpayers**
If the additional 20% discretionary rate relief were granted, the cost to the taxpayers of Nuneaton and Bedworth would be £466.60

**Commentary**
The applicant has recently moved to these premises from Lutterworth Road, Nuneaton. The application states that the new premises are used as a base for a team of social workers. As a registered charity, Barnardo’s is entitled to receive 80% mandatory rate relief.

**Recommendation**
That no discretionary rate relief be granted.
DISCRETIONARY RATE RELIEF

Wembrook Community Centre Ltd

Ward Relevance:
Wembrook

Address:  
Wembrook Community Centre  
Donnithorne Avenue  
Nuneaton

Description:  
Community Centre & Prems

Charge:  
02/04/12 – 31/03/13  
£ 2782.36 *

(* This figure is before the granting of any small business rate relief)

Aims and Objects of Organisation:
The objects of the applicant have been stated as:

a) To provide an accessible, integrated community centre for the residents of Wembrook and the surrounding areas. Providing educational, recreational and leisure opportunities for all ages and abilities;
b) To act as a hub for the community; bring people together in a comfortable, social and suitable environment to reduce isolation, promote healthy lifestyles and build community spirit;
c) To provide volunteering, employment and training opportunities, whilst promoting community participation and community ownership of the centre;
d) To provide services by associating with voluntary organisations, local authorities, health organisations, local communities and residents in a common effort to improve local residents quality of life and develop their opportunities for the future;
e) To manage and improve the facilities and services of the Company which, in the opinion of the Directors, may enhance the sustainability of the Company.

Accounts:
There are no audited or published accounts yet available as the Organisation was only established on 1st April 2012.

Cost to Nuneaton and Bedworth Taxpayers:
If 100% discretionary rate relief were granted, the cost to the taxpayers of Nuneaton and Bedworth would be £695.59

Commentary:
The applicant is a social enterprise and, as stated in it’s objects, provides a community centre for the residents of Wembrook and the surrounding areas. Local residents and voluntary organisations run clubs and activities for the local community including youth provision and activities for the over 60’s.

Recommendation:
You may think it appropriate to grant 100% discretionary rate relief.
DISCRETIONARY RATE RELIEF

The Salvation Army

Ward Relevance:
Bede

Address | Description
---------|----------------
86 King Street | Retail Warehouse & Premises
Bedworth

Charge

<table>
<thead>
<tr>
<th>Period</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>17/08/12 – 31/03/13</td>
<td>2078.63</td>
</tr>
<tr>
<td>Less Mandatory Rate Relief</td>
<td>(1662.90)</td>
</tr>
<tr>
<td></td>
<td>415.73</td>
</tr>
</tbody>
</table>

Aims and Objects of Organisation

“The Salvation Army’s principal objectives are the advancement of the Christian religion and pursuant thereto the advancement of education; the relief of poverty and other charitable objects beneficial to society or the community of mankind as a whole”.

Accounts

The Trustee’s report and financial statements for the year ended 31st March 2011 have been downloaded from the Charity Commission’s website. On the consolidated cash flow statement, net funds at the bank at end of year were stated as being £90.7m

Cost to Nuneaton and Bedworth Taxpayers

If the additional 20% discretionary rate relief were granted, the cost to the taxpayers of Nuneaton and Bedworth would be £311.80

Commentary

The applicant has stated that the premises are primarily use as a furniture store and renovation work through their Employment Plus programme. The furniture project provides cheap or free furniture for ex-homeless people or those in need. The Employment Plus programme offers work experience for the unemployed

Recommendation

That no discretionary rate relief be granted.
# DISCRETIONARY RATE RELIEF APPLICATIONS

<table>
<thead>
<tr>
<th>Organisation</th>
<th>Claimed%</th>
<th>Period to 31/3/13</th>
<th>Future Annual Cost *</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Reduction £</td>
<td>Cost to NBBC £</td>
</tr>
<tr>
<td>ESH Works Ltd</td>
<td>100</td>
<td>3093.53</td>
<td>773.38</td>
</tr>
<tr>
<td>Barnado’s</td>
<td>20</td>
<td>622.13</td>
<td>466.60</td>
</tr>
<tr>
<td>Wembrook Community Centre</td>
<td>100</td>
<td>2782.36</td>
<td>695.59</td>
</tr>
<tr>
<td>The Salvation Army</td>
<td>20</td>
<td>415.73</td>
<td>311.80</td>
</tr>
</tbody>
</table>

|                                   |          | Reduction £       | Cost to NBBC £       |
|                                   |          | 3755.60           | 938.90               |
|                                   |          | 677.84            | 508.38               |
|                                   |          | 2790.00           | 697.50               |
|                                   |          | 668.46            | 501.35               |

**TOTAL CLAIMED**

|             |          | 6913.75 | 2247.37 |

**TOTAL RECOMMENDED**

|             |          | 5875.89 | 1468.97 | 6545.60 | 1636.40 |

* Based on 2012/13 figures