

Petition

A petition was received by the Council on 13 March 2012, with around 1500 signatures being against the closure of the Freefield Centre. A copy of the letter accompanying the petition is copied below.

In accordance with Section 17.5 of the Council's Standing Orders, the Council is required to determine one of two courses of action:

(a) whether to note the term of the petition; or

(b) whether to instruct the relevant officer to provide a report for a subsequent meeting of the body or to deal with the matter appropriately under delegated powers.



This letter has been written to explain the purpose of the petition formed to make the people of Shetland aware of Shetland Islands Council's intention of closing the Freefield Centre which is situated in the Freefield area of the North Road within the building of the former Royal British Legion.

Councillors claim this building is not ideal for the purpose it serves, despite having passed the Health and Safety Regulations.

Freefield Centre is a place for the over 60s and disabled users where lunches are served 6 days a week at £2.85p. Abuse is provided every day except Saturday for those who need it. Wheelchair access is also provided on the bus.

Freefield Centre is ideal for keeping with the rehabilitation for those who are infirm or may have mental health problems, recovering from an illness or after a stay in hospital. These people may only need to come to the centre for a few days or weeks, helping them get back on their feet.

The centre is a meeting place for all pensioners around the Islands when coming to Lerwick for shopping and attending appointments. They fill in time attending the Centre for their lunch while waiting to catch their transport home.

Single pensioners and couples find having lunch at Freefield is excellent for them as most of them are living alone and benefit from the company and get involved in conversation with others, that in itself is a tonic and an uplift to the spirit within.

Social activities are also held, there is no pressure to take part.

Different organisations meet at Freefield for meetings etc.

We do need the Centre to remain open and to do this we would appreciate your support by signing the petition.

Thank you.

We the undersigned are against the closure of the Freefield Centre.

Resolution for Shetland Islands Council meeting on 21st March 2012

Proposed by Cllr. Jonathan Wills

Seconded by Cllr. Gary Robinson

In view of the very serious position on the council's budget, and having regard to a number of important decisions that must be taken very soon, this council instructs the Chief Executive to convene a meeting of the new council as soon as possible following the election on 3rd May, and no later than Friday 11th May.



Shetland Islands Council

21 March 2012

Childcare Strategy 2012-15

Report No. SIC-0321-CS01

Chairs' Report –

Education and Families Committee – 29 February 2012

Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chairs of the Education and Families Committee and the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committees were presented with a report which presented the refreshed Childcare Strategy 2012-2015 and sought Members approval for the strategy, including the actions required to ensure it is delivered.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Committees, namely to adopt the Childcare Strategy 2012-2015.

3.0 Report

- 3.1 The report concluded that the adoption of the Childcare Strategy 2012-15 will enable Shetland Islands Council, in partnership with the Childcare Partnership, to achieve its objective to sustain and, where necessary, grow the number of childcare places in Shetland. It will do this by supporting building capacity within its communities and across the sectors, by supporting workforce development and ensuring that good quality care is affordable and accessible.
- 3.2 The Childcare Sector continues to play an important role in the local community. Good quality childcare provision ensures children are cared for in a safe and stimulating environment. It also enables

parents and families to consider returning to work or training, and therefore play a more active role in the community.

- 3.3 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.4 The Education and Families Committee also agreed to: (1) discuss with Economic Development and with industry to see if there are ways of accessing funding for private childcare; and (2) explore the extended opening of schools for pre-school and after-school care, and to allow Council premises to be used for this purpose by the private and voluntary sector. These matters will be taken forward by the Committee under delegated authority.
- 3.5 Chairs will present information to the Council as to any debate or issues that the Committees considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Betty Fullerton, Chair of Education and Families Committee
Josie Simpson, Chair of Executive Committee

List of Appendices
None

Background documents:
Childcare Strategy 2012-15
Report No. CS-01

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13050>
<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13091>

END



Shetland Islands Council

21 March 2012

Poverty, Disadvantage and Social Exclusion

Report No. SIC-0321-CC08

Chairs' Report –

Social Services Committee – 22 February 2012

Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chairs of the Social Services Committee and the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committees were presented with a report regarding the refreshed Fairer Shetland Framework for 2012/13, providing an opportunity for comment on planned activity for the coming year.
- 1.2 Fuel Poverty is a key priority area for Shetland. Therefore the report provided a specific update on progress in this area, and an opportunity for comment on future actions and opportunities.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt **EITHER**:

Social Services Committee Recommendation:

2.2.1 adopt the Fairer Shetland Framework 2012/13; and

2.2.2 delegate authority to the Director of Community Care, or her nominee, in consultation with Community Planning Partners, to amend the framework to integrate with the updated Community Plan / Single Outcome Agreement when it is approved.

OR

Executive Committee Recommendation:

- 2.2.3 That the Council defers this report to the next Council, and that discussions be held with the Shetland Charitable Trust and any other third parties with a view to finding a way forward to assist households in poverty; and
- 2.2.4 That a report be presented to the Council in relation to energy efficiency standard of Council housing stock.

3.0 Report

- 3.1 The report concluded that progress was being made on specific projects designed to tackle disadvantage and exclusion in Shetland, as defined in Shetland's Single Outcome Agreement, including tackling Fuel Poverty.
- 3.2 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.3 Chairs will present information to the Council as to any debate or issues that the Committees considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Cecil Smith, Chair of Social Services Committee
Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Poverty, Disadvantage and Social Exclusion
Report No. CC-08

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13027>

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13093>

END



Shetland Islands Council

21 March 2012

Road Safety Strategy and Action Plan 2012-2017

Report No. SIC-0321-GL10

Chairs' Report –

**Environment and Transport Committee – 15 February 2012; and
Executive Committee – 12 March 2012**

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chairs of the Environment and Transport Committee and the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committees were presented with a report which introduced the Road Safety Strategy and Action Plan covering the next 5 years.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Environment and Transport Committee and the Executive Committee, namely to approve the Road Safety Strategy and Action Plan 2012-2017.

3.0 Report

- 3.1 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.2 Chairs will present information to the Council as to any debate or issues that the Committees considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.

- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Allan Wishart, Chair of Environment and Transport Committee
Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Road Safety Strategy and Action Plan 2012-2017
Report No. GL10

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=12998>

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13094>

END



Shetland Islands Council

8 February 2012

Progress Report – Capital Programme

Report No. SIC-0321-CPS02

Chair's Report – Executive Committee – 13 February 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Executive Committee was presented with a report which advised on the progress of the programme with a view to establishing an overview for all projects.
- 1.3 This report also advised on slippage and savings that have occurred within the Capital Programme and made recommendations on re-allocation.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely to approve the allocation of budgets, slippage, savings and transfers.

3.0 Report

- 3.1 Copies of the report have been previously circulated, or can be accessed via the Council's website at the link shown, or by contacting Committee Services.
- 3.3 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Progress Report – Capital Programme

Report No. CPS-02

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13006>

END



Shetland Islands Council

21 March 2012

Procurement Strategy 2012-2015

Report No. SIC-0321-CSP01

Chair's Report – Executive Committee – 13 February 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committee was presented with a report which presented the revised corporate procurement strategy established for 2012 to 2015 to ensure that the Council has appropriate procurement processes and procedures in place to meet both Council wide and national objectives.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely:
 - 2.2.1 approve the corporate procurement strategy; and
 - 2.2.2 approve delegated authority to the Director of Corporate Services or his nominee to:
 - (a) implement the corporate procurement strategy as approved;
 - (b) enter into such collaborative contracts/ frameworks as are deemed appropriate and necessary in accordance with the corporate procurement strategy, subject to consultation with the Executive Manager Governance & Law, or his nominee.

- (c) investigate and implement systems and procedures (including software if necessary), subject to the availability of budget.

3.0 Report

- 3.1 The report concluded that the Council procures a high volume of goods, works and services in order to provide the services and infrastructure that it supports. It is essential that such procurement be strategically sourced in an efficient, sustainable and cost efficient manner that meets both national and Council objectives.
- 3.2 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.3 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Procurement Strategy 2012-2015

Report No. CPS-01

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13007>

END



Shetland Islands Council

21 March 2012

Annual Investment Strategy

Report No. SIC-0321-F021

Chair's Report – Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committee was presented with a report which proposed an annual investment strategy for the Council for the financial year 2012/13. This report also included certain clauses, policy statements and practices to be adopted in line with the new revised CIPFA Code of Practice for Treasury Management in the Public Services 2011, which also required to be adopted.
- 1.3 In line with the Scottish Ministers consent under The Local Government Investments (Scotland) Regulations 2010 an Annual Investment Strategy must be reported to the Council and approved before the start of the financial year.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely:
 - approve the investment strategy to be followed for the financial year 2012/13; and
 - adopt the following items:
 - Revised CIPFA Code of Practice for Treasury Management in the Public Services 2011; and

- Four clauses within the Code of Practice which CIPFA recommend that all public service organisations adopt; and
- The Treasury Management Policy Statement; and
- The Statement of Treasury Management Practices;
- **AND** that Section 9 of the SIC Pension Fund Statement of Investment Principles, relating to responsible investments, be added to the Council's Annual Investment Strategy Statement.

3.0 Report

- 3.1 The report concluded that the Council invests into specific assets with a long-term investment strategy outlook, so there is no benefit from continual structural change. There is therefore no proposed change to the investment strategy that is currently in place. This investment strategy meets the requirements of the minister's consent and complies with CIPFA's Code of Practice for Treasury Management in the Public Services 2011. The CIPFA Code of Practice for Treasury Management in Local Authorities was fully revised in 2011. Due to this revision the Council will be asked to adopt the 2011 Code along with the four required clauses. The CIPFA Code also requires the adoption of a Treasury Management Policy Statement and a Treasury Management Practices Statement.
- 3.2 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.3 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Annual Investment Strategy

Report No. F021

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13130>

END



Shetland Islands Council

21 March 2012

Shetland Islands Council Pension Fund– Statement of Investment Principles Report No. SIC-0321-F023

Chair's Report – Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committee was presented with a report which proposed a new Statement of Investment Principles for the Shetland Islands Council Pension Fund.
- 1.3 The Local Government Pension Scheme (Management and Investment of Funds) (Scotland) Regulations 2010 requires administering authorities to prepare, maintain and publish a Statement of Investment Principles.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely approval of the Statement of Investment Principles for the Shetland Islands Council Pension Fund.

3.0 Report

- 3.1 The report concluded that it is a legislative requirement for the Council to prepare, maintain and publish a Statement of Investment Principles.
- 3.2 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.

- 3.3 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Shetland Islands Council Pension Fund– Statement of Investment Principles Report
No. F023

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13131>

END



Shetland Islands Council

21 March 2012

Community Councils Financial Position

Report No. SIC-0321-F022

Chair's Report – Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committee was presented with a report which sought to inform Members of the position of the 2010/11 Community Council Annual Accounts, in accordance with the grant scheme approved in March 1999, and to approve the grant payments for 2012/13.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely to approve 50% of the Community Council grants for 2012/13; and not to remove the 10% surplus from the two Community Councils holding a surplus.

3.0 Report

- 3.1 The report concluded that the Council could approve payment of 50% of the Community Council budget for 2011/12 to each Community Council, until a review is carried out. Any adjustment required to account for the savings will be taken into account when the second payment is made, after the review.
- 3.2 Two Community Councils have an excess of 10% grant surplus, Bressay (£1,414.00) and Whalsay (£1,408.90). The Community Councils have put forward reasons for the retention, as set out in paragraph 3.7.

- 3.3 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.4 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Community Councils Financial Position

Report no. F022

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13132>

END



Shetland Islands Council

21 March 2012

Planning and Performance Management Framework – Further Development Report No. SIC-0321-IP006

Chair's Report – Executive Committee – 12 March 2012

1.0 Summary

- 1.1 The purpose of this report is to consider a recommendation from the Chair of the Executive Committee in relation to a report requiring a Council decision.
- 1.2 The Committee was presented with a report which proposed measures to further develop the Councils Planning and Performance Management Framework.

2.0 Decision Required

- 2.1 The Council **RESOLVES** to adopt the recommendations from the Executive Committee, namely approval of the guidance in order to strengthen and deepen the Councils Planning and Performance Management framework (PPMF).

3.0 Report

- 3.1 The report concluded that periodic monitoring and update of the Councils Planning and Performance Management Framework is important to ensure it most effectively supports Council business.
- 3.2 Copies of the report have been previously circulated, or can be accessed via the Council's website at the links shown, or by contacting Committee Services.
- 3.3 The Chair will present information to the Council as to any debate or issues that the Committee considered.

4.0 Implications

- 4.1 Detailed information concerning the proposals are contained within the report already circulated to Members, including the strategic and resources implications for the Council.
- 4.2 There are no additional implications to be considered by the Council, other than those set out in the report.

For further information please contact:

Josie Simpson, Chair of Executive Committee

List of Appendices

None

Background documents:

Planning and Performance Management Framework – Further Development
Report No IP-006

<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=13100>

END

**Shetland Islands Council****21 March 2012****Residential Care Charges 2012/13****CC-11-12-F****Director of Community Care****Community Care Service****1.0 Summary**

- 1.1 Members set the budget for 2012/13 at the Council meeting on 9 February 2012.
- 1.2 The Council also set the charges that would be payable for community care services in Shetland with the exception of residential care.
- 1.3 This report presents proposals regarding the residential care charges for 2012/13.

2.0 Decision Required

- 2.2 The Council is asked to approve the residential care charges for 2012/13 as set out in this report.

3.0 Background and Proposals

- 3.1 The charge that each resident pays is based on an individual assessment of his or her means. Most people do not pay the maximum charge. All residents retain £23.50 per week (2012/13 rate) for personal expenses.
- 3.2 In February 2010, the Council approved proposals for an Equalisation of Charges Scheme. Under the Scheme no-one is required to pay more than a figure set each year in line with a benchmark figure based on local cost comparisons.
- 3.3 The Scheme is financed by SCT through a partnering agreement with the Council. Under the partnering agreement, SCT pay £2,491,000 per annum to the Council towards the cost of the rural care model whereby

small care centres located across Shetland are used as hubs for a range of local care services.

- 3.4 The Council is obliged by law to set the maximum charge based on the full economic cost for residential care. It was not possible to calculate the costs for 2012/13 until the budget was set on 9 February due to the various proposals for savings that were presented at that time.
- 3.5 The full economic cost of a place in each of Shetland's care centres has now been calculated using the final budget figures set by the Council on 9 February 2012. These are listed below.

	Weekly cost of a residential care place
Edward Thomason House, Lerwick	£ 1,716
Fernlea, Whalsay	£ 1,166
Isleshavn, Mid Yell	£ 1,389
Montfield Support Services, Lerwick	£ 1,737
Nordalea, Unst	£ 1,742
North Haven, Brae	£ 1,145
Overtonlea, Levenwick	£ 1,390
Taing House, Lerwick	£ 1,244
Viewforth House, Lerwick	£ 1,334
Wastview, Walls	£ 1,174

- 3.6 Under the Council's Equalisation of Charges Scheme, the maximum that anyone would be charged would be £1,062. This compares with £1,082 per week in 2011/12, which is a reduction of £20 per week or 1.8%. This is due to efficiencies within the service and a reduction in central management and administration overheads and recharges.
- 3.7 Anyone assessed as able to pay the full charge for their care would be entitled to the national Free Personal Care payment for residential care. This figure has been set by the Scottish Government at £163 per week for 2012/13.

4.0 Implications

Strategic

- 4.1 Delivery On Corporate Priorities – This contributes to the efficient operation of the Council's business. It is an integral part of implementing the Council's approved budget for 2012/13.
- 4.2 Community/ Stakeholder Issues – None.
- 4.3 Policy and/ or Delegated Authority – Approval of the level of charges for Council services is a matter reserved for the Council.
- 4.4 Risk Management – The main areas of risk are financial. Failure to set the charge for residential care could result in a delay or loss of income to the Council.
- 4.5 Equalities, Health And Human Rights – None.
- 4.6 Environmental – None.

Resources

- 4.7 Financial – This report presents information that will allow the Council to set the charge for permanent residential care places in the Council's care settings.
The reduction in the cost of residential care in 2012/13 of 1.8% will mean a reduction in 2012/13 in the income from those people who pay the full charge for permanent residential care.
The calculation of permanent residents' income reflected in the budget set for 2012/13 has been based on 25 self-funders x £1,000/week = £1.3M.
The charges proposed in this report will reduce that figure by £131,300.
The number of self-funders varies enormously through each year therefore no further action is required in this regard at this time.
The situation will be monitored closely throughout 2012/13.
- 4.8 Legal – The proposals in this report comply with the legislative requirements on charging for residential care services.
- 4.9 Human Resources – None.
- 4.10 Assets And Property – None.

5.0 Conclusions

- 5.1 This report presents proposals to set the permanent residential care charges in the Council's care settings for 2012/13.
- 5.2 The proposals take into account the Council's Equalisation of Charges Scheme approved in February 2010.

For further information please contact:
Christine Ferguson, Director of Community Care
christine.ferguson@shetland.gov.uk

Date: 14 March 2012

SIC 9 February 2012 –
<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=12989>

Services Committee 4 February 2010 – Equalisation of Residential Care Charges
<http://www.shetland.gov.uk/coins/submissiondocuments.asp?submissionid=10156>



SHETLAND ISLANDS COUNCIL

Shetland Islands Council

21 March 2012

Reorganisation of the Gilbertson Trust and the Mullay Bequest

GL-25-12-F

Executive Manager – Governance & Law

Governance and Law
Corporate Services Department

1.0 SUMMARY

- 1.1 The purpose of this report is to seek instructions regarding the future of two trusts of which the Council are the Trustees.

2.0 DECISION REQUIRED

- 2.1 The Council is asked to APPROVE;
- (a) The proposal to make an application to the Office of the Scottish Charities Regulator under Section 39 of the Charities and Trustee Investment (Scotland) Act 2005 to donate the trust funds held in the Gilbertson Trust to Shetland Charitable Trust and bring an end to the Gilbertson Trust.
 - (b) The proposal to make an application to the Office of the Scottish Charities Regulator under Section 39 of the Charities and Trustee Investment (Scotland) Act 2005 to donate the trust funds held in the Mullay Bequest to the Shetland Health Boards Endowments Funds and bring an end to the Mullay Bequest.

3.0 DETAIL

- 3.1 The Gilbertson Trust was formed in 1905 under a Trust Deed set up by Robert Paterson Gilbertson. The purpose of the Trust is to benefit the poor and deserving natives of Lerwick and the poor and deserving natives of Shetland.
- 3.2 The Gilbertson Trust is subject to a condition in the Trust Deed which requires the capital to be maintained at £41,313. The current balance of the funds held in the Trust as at 31 March 2011, was £72,289.
- 3.3 The Gilbertson Trust currently has been used to give grants of £20 per annum to deserving elderly people. Five payments were made in the financial year 2010/2011.
- 3.4 The Mullay Bequest was created under the will of Samuel Mullay in 1905. The purpose of his bequest was for paying for a properly trained and qualified nurse to attend respectable natives of Lerwick in their own homes when they cannot afford these services.
- 3.5 The Mullay Bequest is subject to a condition that the capital is maintained at £1,352. The current balance of the Mullay Bequest as at 31 March 2011 is £2,502.
- 3.6 The Mullay Bequest has not made any payments since the early 1990s because of the low income of the Bequest. The income for the year 2010/2011 was £22.
- 3.7 The Trustees Annual Report for the year ended 31 March 2011 in relation to the Gilbertson Trust and the Mullay Bequest which were presented to the Council on 7 December 2011 (Minute Ref. 104/11) both contain a statement that the Council would investigate making applications under Section 39 of the Charities and Trustee Investment (Scotland) Act 2005 with a view to enabling the resources of the Trusts to be better applied for charitable purposes consistent with the intention of the original benefactor.
- 3.8 Section 39 of the Act allows for such an application to be made when;
 - (i) some or all the purposes of the charity have been fulfilled as far as possible or are adequately provided for by other means
 - (ii) some or all of the purposes of the charity have ceased in any other way to provide a suitable and effective method of using its property having regard to the spirit of its constitution.
- 3.9 The purposes of the Gilbertson Trust of assisting residents of Shetland in general and Lerwick in particular are not being met because of the restrictions of the use of capital and the relatively small sums then remaining for charitable purposes such a sum does not justify setting up complex procedures to manage it. This falls within (ii) above. The purposes could be better met by contributing the funds to the Shetland

Charitable Trust which has large sums at its disposal for the benefit of the people of Shetland.

- 3.10 The purposes of the Mullay Bequest have been superseded by the development of the National Health Service. This falls within (i) above. Paragraph (ii) is also applicable in that the low level of monies held by the Bequest are unable to fund the purposes effectively. The proposal is that the funds be donated to the Shetland Health Boards Endowment Funds which provides for the advancement of health and relief for these in need by reason of ill-health.

4.0 CONCLUSIONS

- 4.1 In their current format neither the Gilbertson Trust nor the Mullay Bequest are fulfilling the intentions of their benefactors. An application could be made to Office of the Scottish Charities Regulator to seek a means of bringing these small charities to an end and the better use of the funds contained in them.

5.0 IMPLICATIONS

STRATEGIC

- 5.1 Delivery On Corporate Priorities – this proposal will have a small contribution to the Council's aim of organising itself better.
- 5.2 Community /Stakeholder Issues – no consultation with the community has taken place. However as part of the process under Section 39 the Office of the Scottish Charities Regulator will publish the proposals on their website and this provides an opportunity for members of the public to comment. .
- 5.2 Policy And/Or Delegated Authority – None
- 5.3 Risk Management – the reporting requirements for charities is changing and are becoming more onerous. The risk of not being able to comply in future may impact negatively on the Council's reputation.
- 5.4 Equalities, Health And Human Rights – None.
- 5.5 Environmental – None

RESOURCES

- 5.6 Financial – The Council currently provides accounting and administrative services to these Trusts free of charge. The proposal would remove the associated workload which will free up already limited resources.
- 5.7 Legal – This proposal would require legal work to satisfy the Office of the Scottish Charities Regulator of the appropriateness of the proposal. In the longer term it would reduce the need for ongoing advice regarding the legal requirements around compliance with the requirements of the Office of the Scottish Charities Regulator.

5.8 Human Resources – None

5.9 Assets And Property – None.

Brian C Hill
Acting Divisional Manager - Legal

For further information please contact:
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**Shetland Islands Council****21 March 2012****Proposed 5-Year Asset Investment Plan 2012-17****CPS-03-12****Executive Manager – Capital Programme****Corporate/ Capital Programme
Service****1.0 Summary**

- 1.1 At the Council meeting on 7 December 2011, Members agreed the framework for developing the Asset Investment Plan, following the approval of the preliminary Reserves Policy and the Strategic Budget Plan on 3 November 2011.
- 1.2 By adopting this framework, Members agreed to:
 - 1.2.1 Apply capital government grants received to enhance the value of the 5 year programme: and,
 - 1.2.2 Apply, in the first instance, any capital receipts generated from the Asset Strategy on disposal to reduce the ongoing running costs of the North Ness Office accommodation;
 - 1.2.3 Assess each of the uncommitted capital projects against the strategic agendas and financial policy framework set out in the Strategic Budget Plan;
 - 1.2.4 Investigate the potential for resources to be applied to Spend to Save schemes, to secure ongoing revenue savings
- 1.3 This report sets out proposals for a sustainable 5-year Asset Investment Plan to be funded by the general and reserve fund (attached as Appendix A) that is in line with the framework outlined in paragraph 1.2.

2.0 Decision Required

- 2.2 The Council is asked to:
 - a) CONSIDER the proposals set out in Appendix A, bearing in mind the criteria for prioritisation agreed by the Council on 7 December 2011; and,

- b) to adopt this as the Council's 5-year Asset Investment Plan, subject to any requirements of the Council's 'gateway' process, the resolution of any issues relating to external funding and the continuation of necessary funding levels from the interest on capital and from government grants.

3.0 Detail

- 3.1 Before considering which projects should be initiated during 2012/13 and beyond, it is important to have clarity on the capital projects that the Council is already contractually committed to. Many of these projects will result in expenditure beyond the current financial year and therefore on the uncommitted funds that are available for each subsequent financial year.

- 3.2 For that reason, Appendix A is presented in the following order:

- 3.2.1 New Developments (Contractually Committed)

This section includes a list of projects that the Council is already contractually committed to and where there would be financial implications should these be terminated, as well as the practical issues that would arise from the incomplete works. Also included in this section is a list of projects where the Council has not made a contractual commitment relating to works, but where fees have been, or continue to be, incurred.

- 3.2.2 Maintain Existing Services/ Assets

This section sets out the budgets that, whilst properly classified as capital, relate to the maintenance and life extension of existing assets. Whilst there is a degree of flexibility to these budgets, particularly in the short term, sustained reduction to these budgets would tend to result in an overall deterioration in the Council's assets over time, leading to a need for more costly intervention in the future.

- 3.2.3 New Developments for Inclusion

This section sets out the projects to be included in the 5- year Asset Investment Plan that generally represent enhanced provision of facilities or services, but which the Council has not yet made any contractual commitment to.

- 3.2.4 Uncommitted Aspirations

This section sets out projects that have been, or remain Council aspirations but are not contractually committed. In some cases, their future consideration is subject to service re-design or review. In other cases, the funding arrangements have not been resolved.

- 3.3 It should be noted that, due to the extent of the changes to this programme in a limited timescale, not all of the projects that are

presented for inclusion have been subject to the Council's 'gateway' process and where this is the case they are highlighted in red. Their inclusion is therefore dependant on that process.

- 3.4 The summary to Appendix A sets out the subtotals from the sections described above, alongside the funding available from interest on the capital fund, from government grants and from capital receipts, giving a balance for each financial year.
- 3.5 In presenting the projects for inclusion, each one has been assessed in line with the criteria drawn from the Strategic Budget Plan and the results highlighted in the eight columns to the right of the Appendix.
- 3.6 Whilst the balance for each financial year is not always positive, it can be seen that the total projected spend over the five years is £51,595,931, which is £2,069 within the available budget of £51,598,000.
- 3.7 In achieving this budget target, the implications for a number of specific projects should be noted as follows.

3.7.1 Extensions to ET and Taing House

Delivery of this project is key to achieving ongoing revenue savings within the Community Care directorate. It fulfils the criteria relating to the Council's Spend to Save scheme and it is therefore proposed that this be funded in that way. The project budget of £2,421,000 has been removed from Appendix A.

3.7.2 Shetland College Phase 3

This project consists of extensions to buildings currently owned by Shetland Leasing and Property (SLAP). It is proposed that the contract be assigned from the Council to SLAP and that terms be agreed with SLAP that ensures the current lease cost is maintained. This can be achieved by setting up a new lease that extends further into the future. In order to keep the period of this lease to 20 years, it will be necessary to pay a proportion of the lease in advance, however this still reduces the draw in 2013/14 from the capital fund on this project from £2.091m to £770K.

3.7.3 Anderson High School (AHS)

An allowance of £300K has been allocated to the AHS project to cover fees and early development work, however it is not possible to assess the cost of such a project to the Council until the results of ongoing dialogue with the Scottish Government regarding funding are known.

- 3.8 It should be noted that progression of the AHS project is likely to have a significant effect on the Asset Investment Plan, irrespective of the funding model adopted, in order to adhere to the Council's Reserves Policy. For that reason, it is likely that this plan will require a more comprehensive review than would normally be expected as part of the budget setting process in 2013/14.

- 3.9 In achieving a total projected spend over the five years that is within the available funds, significant cuts have been made to budgets within the 'Maintain Existing Services/ Assets' category. Budget Responsible Officers have agreed to these reductions on the basis that a contingency budget is available (proposed at £290K). Any draw on this budget will be agreed with Members as part of programme update reporting.

4.0 Implications

Strategic

- 4.1 Delivery On Corporate Priorities – This contributes to the efficient operation of the Council's business. It is an integral part of implementing the Council's Strategic Budget Plan and Reserves Policy.
- 4.2 Community/ Stakeholder Issues – None.
- 4.3 Policy and/ or Delegated Authority – Approval of the financial strategy and budget framework is a matter reserved for the Council.
- 4.4 Risk Management – The main areas of risk are financial. Failure to secure a sustainable use of reserves will result in the Council's financial policy not being achieved.

Section 3.0 of this report describes funding arrangements that are to be clarified or amended. The risk of external funding being lost will be assessed on an ongoing basis by way of mitigation.

- 4.5 Equalities, Health And Human Rights – None.
- 4.6 Environmental – None.

Resources

- 4.7 Financial – This report should be read in the context of Report CPS-02-12-F, which sets out the known slippage, transfers and savings relating to the 2011/12 financial year. Any further adjustments to these figures will have a resulting effect on the available budget for 2012/13 and beyond.

The proposal in this report is compliant with the Council's Financial Framework and Reserves Policy.

- 4.8 Legal – the legal issues arising from the proposal in 3.7.2, relating to contract assignment and leasing, will be addressed, if that proposal is accepted.
- 4.9 Human Resources – None.

- 4.10 Assets And Property – The construction projects that are already contractually committed will result in a number of new assets for the Council upon completion. By approving the content of this report, the Council will additionally acquire assets as categorised in paragraph 3.2.3 of this report.

5.0 Conclusions

- 5.1 This Report presents proposals for a sustainable 5-year Asset Investment Plan. The Council is asked to review this plan and to instruct officers to adopt and implement it.

For further information please contact:

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List of Appendices

Appendix A 5-year Asset Investment Plan

END

CPS-03-12 Appendix A

Directorate	Project		11/12	12/13	13/14	14/15	15/16	16/17	5-year Total	No growth in service level?	No increase in revenue costs?	All service delivery options explored?	No revenue maintenance element?	In line with Strategic Budget Plan?	Funding source (inc external) identified?	Referred to in Service Plan/SOA?	Individual scheme?
	Note: Projects in Red subject to Gateway Process				Note: Available budget from 13/14 and beyond dependent on New AHS funding												
	New Developments (Contractually Committed)																
	Children's	Little Tykes	34,587						0								
	Children's	Mid Yell JHS	363,406						0								
	Children's	AHS Social Space Extension	100,000						0								
	Children's	Replacement Leog	10,228						0								
	Children's	Knab Dyke	6,000						0								
Community Care		SC RP Inspection Health & Safety	3,200						0								
Community Care		Joint Occupational Therapy Centre	984,000	1,292,308	200,000				1,492,308								
	Corporate	Contingency and Final Accounts	20,000						0								
	Corporate	DDA Works - Voe Toilets	9,556						0								
	Corporate	Purchase 9 Hill Lane	182,160						0								
	Development	Fibre Optic Cable	628,000	472,000					472,000								
	Development	Shetland College Phase 3 (SLAP option)			770,000				770,000								
	Development	Fetlar Breakwater	1,786,004	350,000					350,000								
	Infrastructure	Scalloway Dredging	2,872,663						0								
	Infrastructure	Walls Pier	935,000	1,877,000	10,000				1,887,000								
	Infrastructure	Recladding Gremista Workshop - Maintenance	290,000	154,692					154,692								
	Infrastructure	New Mid Yell Workshop	13,445	43,747					43,747								
	Infrastructure	Mid Yell Link Road	1,726						0								
	Infrastructure	B9071 Bixter to Aith Phase 2	800,000	500,000	50,000				550,000								
	Infrastructure	Sletts Road Sea Wall, Lerwick	5,000						0								
	Infrastructure	Murrister Depot Replacement	155,000	14,500					14,500								
	Infrastructure	Bixter Bus Interchange	4,392						0								
	Infrastructure	Gremista Footways & Road Improvements	305,249	10,000					10,000								
	Infrastructure	North Mainland Roads Office	3,513						0								
	Infrastructure	Tingwall Airport (H&SE Works)	49,264						0								
	Infrastructure	Tystie engine refurbishment	27,387						0								
	Infrastructure	Dunter engine refurbishment	27,387						0								
	Infrastructure	Tug Jetty CP System	20,000						0								
	New Developments - Committed Fees Only																
	Children's	AHS	100,000	300,000					300,000								
Community Care		Eric Gray Replacement	200,000						0								
Community Care		Isleshaven Replacement	650						0								
Community Care		ET & Taing House Extensions	50,000						0								
Development		Skerries South Mouth	50,000						0								
Infrastructure		B9082/3 Gutchter to Cullivoe	30,000						0								
Infrastructure		Laxaburn Bridge Replacement	10,000						0								
Infrastructure		Strand Loch Bridge	10,000						0								
	TOTAL CONTRACTUALLY COMMITTED PROJECTS		10,087,817	5,014,247	1,030,000	0	0	0	6,044,247								

Directorate	Project	11/12	12/13	13/14	14/15	15/16	16/17	5-year Total	No growth in service level?	No increase in revenue costs?	All service delivery options explored?	No revenue maintenance element?	In line with Strategic Budget Plan?	Funding source (inc external) identified?	Referred to in Service Plan/SOA?	Individual scheme?
	Note: Projects in Red subject to Gateway Process			Note: Available budget from 13/14 and beyond dependent on New AHS funding												
	Maintain Existing Services/ Assets															
Corporate	PC & LAN Replacement	169,575	150,000	150,000	150,000	150,000	150,000	750,000	Y	Y	Y	Y	Y	Y	Y	Y
Corporate	SSIS Upgrade	36,445						0								
Corporate	Schools ICT Equipment	329,962	195,000	195,000	195,000	195,000	195,000	975,000	Y	Y	Y	Y	Y	Y	Y	Y
Corporate	Photocopier Replacement	62,651	75,000	75,000	75,000	75,000	75,000	375,000	Y	Y	Y	Y	Y	Y	Y	Y
Corporate	Shetland Public Sector Network	198,812	100,000	256,000	256,000	256,000	256,000	1,124,000	Y	Y	Y	Y	Y	Y	Y	Y
Corporate	ICT Planning Project	73,489						0								
Infrastructure	Fetlar Burial Ground	15,000						0	Y	N	N	Y	N	Y	Y	Y
Infrastructure	Bixter Burial Ground	17,862	200,000	252,000				452,000	Y	N	N	Y	N	Y	Y	Y
Infrastructure	Voe Burial Ground	20,000			200,000	219,000	8,000	427,000	Y	N	N	Y	N	Y	Y	Y
Infrastructure	Muckle Roe Burial Ground	205,000	31,500					31,500	Y	N	N	Y	N	Y	Y	Y
Infrastructure	Skerries Burial Ground							0	Y	N	N	Y	N	Y	Y	Y
Infrastructure	Energy Recovery Plant	110,007	135,000	90,000	112,000	85,000	70,000	492,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Gremista Landfill Phase 2 (Design)	130,000	50,000					50,000								
Infrastructure	Laxaburn Bridge Replacement		235,000			5,000		240,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Strand Loch Bridge			10,000	435,000			445,000	N	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Scord Quarry Fixed Plant Replace	223,430	100,000	213,000	220,000			533,000								
Infrastructure	Tingwall Airport (H&SE Works)		60,000					60,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Vehicle & Plant Replacement Programme	950,000	500,000	800,000	800,000	800,000	800,000	3,700,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Ferries Capital Rolling Programme	176,000						0								
Infrastructure	Urgent Repairs to Ferry Terminals	66,000						0								
Infrastructure	Bigga life extension				900,000			900,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Leirma life extension		300,000	500,000				800,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Geira life extension					2,000,000		2,000,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Fivla life extension						2,000,000	2,000,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Lerwick terminal life extension		40,000	75,000				115,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Bressay terminal life extension		40,000	75,000				115,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Belmont terminal life extension		55,000	85,000				140,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Gutcher terminal life extension			220,000	250,000			470,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Ulsta terminal life extension		90,000	30,000	80,000			200,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Toft terminal life extension		70,000	100,000	80,000			250,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Hamars Ness terminal life extension			20,000			80,000	100,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Laxo terminal life extension							0	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Symbister terminal life extension			35,000				35,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Vidlin terminal life extension			45,000				45,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Minor Works	50,000	50,000	50,000	50,000	50,000	50,000	250,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Roads Rolling Bridge Replacements	310,000			310,000	310,000	310,000	930,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Green Burn 1		45,000					45,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Ulsta		30,000					30,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Green Burn 2		30,000					30,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Fildale		25,000					25,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Vasetter		36,000					36,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Norgord (Bighton)		35,000					35,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Gerdie 2		1,250	25,000				26,250	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Basta Voe		1,250	25,000				26,250	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Houll		2,000	40,000				42,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	The Ness Burn		1,600	32,000				33,600	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Reafirth 2		1,600	32,000				33,600	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Queyfirth Leon		2,800	56,000				58,800	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Burn of Djupagill		3,750	75,000				78,750	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Loch of Kirkabister		1,000	20,000				21,000	Y	Y	Y	Y	Y	Y	Y	Y

Directorate	Project	11/12	12/13	13/14	14/15	15/16	16/17	5-year Total	No growth in service level?	No increase in revenue costs?	All service delivery options explored?	No revenue maintenance element?	In line with Strategic Budget Plan?	Funding source (inc external) identified?	Referred to in Service Plan/SOA?	Individual scheme?	
	Note: Projects in Red subject to Gateway Process			Note: Available budget from 13/14 and beyond dependent on New AHS funding													
Infrastructure	Will Houll	200,000	600	12,000				12,600	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Bridge Railings and Verge Markers		500	6,000				6,500	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Streetlighting Removal/ Replacement		0						Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Breiwick Rd scheme renewal		45,000					45,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Lower Blackhill Ind Est repl selected columns		12,000					12,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	East Rd/ Brucehall Terr repl selected columns		20,000					20,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Horseshoe Closs scheme renewal		12,000					12,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Westerloch Brae/Terr/Cres scheme renewal		25,000					25,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Veester Hill scheme renewal		10,000					10,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Stakkafletts scheme renewal		18,000					18,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Quendale Lane repl selected columns		6,000					6,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Nederdale repl selected columns		7,500					7,500	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	South Gremista Ind Est repl selective columns							30,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	West Baila repl existing columns							12,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Clingra Park scheme renewal							10,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Gutter St repl selected columns							25,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Staney Hill, Lk repl selected columns							15,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Greenbank Terrace, Yell repl selected columns							8,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Greenbank Road, Yell repl selected columns							8,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	West Sletts Park, Lk scheme renewal							5,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Braefield, Lk repl selected columns							6,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Mulla, Voe repl selected columns							15,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Ladies Drive/Old North Road, Lk repl selected columns							8,000	Y	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Veensgarth, Tingwalls repl selected columns				11,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Gressy Loan, Lk scheme renewal				10,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Bixter A971, scheme renewal				32,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Upper Scalloway, repl selected columns				8,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Voderview, Lk repl selected columns				8,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	A970 Brae, scheme renewal				30,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	A970 Cunningsburgh, repl selected columns				30,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Dalsetter Wynd Dunrossness, repl selected columns				8,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Cameron Way Sandwich, repl selected columns				8,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Upper Blackhill Ind Est, Lk repl selected columns				9,000			Y	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	North Gremista Ind Est (Shet College) Lk, repl selected columns				9,000						9,000	Y	Y	Y	Y	Y	Y
Infrastructure	Twageos Road Lk, repl selected columns				9,000					9,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Steenbrae Aywick Yell, scheme renewal							10,000		10,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Westerloch Drive Lk, scheme renewal							18,000		18,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Beach Road Unst, scheme renewal							6,000		6,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Voehead Weisdale, scheme renewal							12,000		12,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Knab Road Lk, repl selected columns							15,000		15,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	A970 Cunningsburgh, repl selected columns							30,000		30,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	A970 Lk, repl selected columns							30,000		30,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	A970 Brae, repl selected columns							30,000		30,000	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Smuggabank Mossbank, scheme renewal						15,000		15,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	A970 Cunningsburgh, repl selected columns							30,000	30,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	A970 Lk, repl selected columns							30,000	30,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	A970 Brae, repl selected columns							30,000	30,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	B9076 Brae, repl selected columns							30,000	30,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	South St Olaf Street Lk, scheme renewal							12,000	12,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Stukka Hillswick, scheme renewal							12,000	12,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Hestingott Virkie, scheme renewal							20,000	20,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Various (ind columns, mini pillars etc) all areas repl selected columns			25,000	25,000	25,000	25,000	25,000	125,000	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Pelican Crossings Lk, repl complete installations		20,000	20,000	20,000	20,000	20,000	100,000	Y	Y	Y	Y	Y	Y	Y		
Infrastructure	Minor Works/Purchases Bus Services	40,000	10,000	20,000	20,000	20,000	20,000	90,000	N	N	Y	Y	N	Y	Y	Y	
Infrastructure	Roads Rolling Road Reconstruction	255,037		300,000	300,000	300,000	300,000	1,200,000	Y	Y	Y	Y	Y	Y	Y	Y	
Infrastructure	Bells Brae to Cairnfied Rd reconstruction		40,000					40,000	Y	Y	Y	Y	Y	Y	Y	Y	

Directorate	Project	11/12	12/13	13/14	14/15	15/16	16/17	5-year Total	No growth in service level?	No increase in revenue costs?	All service delivery options explored?	No revenue maintenance element?	In line with Strategic Budget Plan?	Funding source (inc external) identified?	Referred to in Service Plan/SOA?	Individual scheme?
	Note: Projects in Red subject to Gateway Process			Note: Available budget from 13/14 and beyond dependent on New AHS funding												
Infrastructure	Reflagging - Stage Door to Boots Chemist, Comm St		30,000					30,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Glen Orchy to Coastguard Stn reconstruction		40,000					40,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Norscot jn to Rova Head reconstruction		65,000					65,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Road reconstruction Vementry jn.		60,000					60,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Haggersta bend reconstruction, Sullom Loop		20,000					20,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	East Road, Uyeasound reconstruction		50,000					50,000	Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Roads Rolling Roads Drainage Improvements	80,000		50,000	50,000	50,000	50,000	200,000	Y	Y	Y	Y	Y	Y	Y	N
Infrastructure	Roads Rolling Crash Barrier Replacement	120,000	20,000	120,000	120,000	120,000	120,000	500,000	Y	Y	Y	Y	Y	Y	Y	N
Infrastructure	Roads Rolling 20mph Speed Limits	171,111						0								
Infrastructure	P&H Plant, Vehicles & Equipment	70,000	70,000	70,000	70,000	70,000	70,000	350,000	Y	Y	Y	Y	Y	Y	Y	N
Infrastructure	P&H Navigational Aids	70,000	70,000	70,000	70,000	70,000	70,000	350,000	Y	Y	Y	Y	Y	Y	Y	N
Infrastructure	Burra bridge bearings		25,000	475,000					Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Trondra bridge bearings			25,000	475,000				Y	Y	Y	Y	Y	Y	Y	Y
Infrastructure	Effirth Bridge			235,000					Y	Y	Y	Y	Y	Y	Y	Y
	TOTAL TO MAINTAIN EXISTING SERVICES/ ASSETS	4,150,381	3,394,350	5,162,000	5,429,000	4,981,000	4,833,000	23,799,350								
	New Developments for Inclusion															
Children's	Happyhansel extension		50,000	250,000												
Community Care	Eric Gray Replacement				100,000	3,111,006	2,076,328	5,287,334	N	N	N	Y	N	Y	Y	Y
Community Care	ET & Taing House Extensions (Funded by Spend to Save)							0	Y	Y	Y	Y	Y	Y	Y	Y
Corporate	Contingency and Final Accounts		290,000	10,000	10,000	10,000	10,000	330,000	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Corporate	Town Hall windows - emergency protection		70,000													
Development	Inter Island Transport Links		100,000	100,000	300,000	500,000	500,000	1,500,000	N	Y	Y	Y	N	N	Y	Y
Development	Skerries South Mouth		180,000					180,000	Y	Y	Y	Y	N	Y	Y	Y
Development	Broadband		1,200,000	1,000,000				2,200,000	Y	Y	Y	Y	Y	N	Y	Y
Development	Affordable Housing				3,500,000	3,500,000	3,500,000	10,500,000	Y	Y	Y	Y	Y	N	Y	Y
Infrastructure	B9082/3 Gutcher to Cullivoe			210,000	200,000			410,000	N	N	Y	Y	N	Y	Y	Y
Infrastructure	Development Related Roads	161,251		60,000	75,000	75,000	75,000	285,000	N	N	Y	Y	N	Y	Y	N
Infrastructure	Roads Rolling Footways	75,000		60,000	60,000	60,000	60,000	240,000	N	N	Y	Y	N	Y	Y	N
Infrastructure	Traffic Management	90,000	25,000	50,000	50,000	50,000	50,000	225,000	N	N	Y	Y	N	Y	Y	N
Infrastructure	Roads Rolling Accident Investigation & Prevention	100,000	25,000	50,000	50,000	50,000	50,000	225,000	N	N	Y	Y	N	Y	Y	N
	TOTAL NEW DEVELOPMENTS FOR INCLUSION	426,251	1,940,000	1,790,000	4,345,000	7,356,006	6,321,328	21,752,334								
	SUMMARY															
	TOTAL COMMITTED NEW DEVELOPMENTS + MAINTAIN EXISTING ASSETS/ SERVICES	14,238,198	8,408,597	6,192,000	5,429,000	4,981,000	4,833,000	29,843,597								
	TOTAL COMMITTED NEW DEVELOPMENTS + MAINTAIN EXISTING ASSETS/ SERVICES + DEVELOPMENTS FOR INCLUSION	14,664,449	10,348,597	7,982,000	9,774,000	12,337,006	11,154,328	51,595,931								

Directorate	Project	11/12	12/13	13/14	14/15	15/16	16/17	5-year Total	No growth in service level?	No increase in revenue costs?	All service delivery options explored?	No revenue maintenance element?	In line with Strategic Budget Plan?	Funding source (inc external) identified?	Referred to in Service Plan/SOA?	Individual scheme?
	Note: Projects in Red subject to Gateway Process			Note: Available budget from 13/14 and beyond dependent on New AHS funding												
	AVAILABLE FUNDING							0								
	Interest on Capital Fund		5,600,000	4,400,000	4,400,000	4,400,000	4,400,000	23,200,000								
	Government Grants		4,795,000	4,457,000	6,382,000	6,382,000	6,382,000	28,398,000								
	Capital Receipts Applied		0	0	0	0	0	0								
	TOTAL AVAILABLE FUNDING		10,395,000	8,857,000	10,782,000	10,782,000	10,782,000	51,598,000								
	Available funding less committed developments		5,380,753	7,827,000	10,782,000	10,782,000	10,782,000	45,553,753								
	Available funding less committed developments and maintaining existing assets/ services		1,986,403	2,665,000	5,353,000	5,801,000	5,949,000	21,754,403								
	Available funding less committed developments, maintaining existing assets/ services and developments for inclusion		46,403	875,000	1,008,000	(1,555,006)	(372,328)	2,069								
	Uncommitted Aspirations															
Children's	Laburnum - Refurbishment/Extension	0						650,000								
Children's	Laburnum - New Build	0						1,850,000								
Children's	AHS	0						12,000,000								
Children's	AHS Hall of Residence	0						10,000,000								
Community Care	Isleshavn Replacement	0						6,290,000								
	TOTAL UNCOMMITTED ASPIRATIONS	0	0	0	0	0	0	0								
	TOTAL COMMITTED NEW DEVELOPMENTS + MAINTAIN EXISTING ASSETS/ SERVICES + ALL ASPIRATIONS		10,348,597	7,982,000	9,774,000	12,337,006	11,154,328	51,595,931								
	Available funding less committed developments, maintaining existing assets/ services and all aspirations		46,403	875,000	1,008,000	(1,555,006)	(372,328)	2,069								

**Shetland Islands Council****21 March 2012****Scalloway School Secondary Department – Feasibility Study Progress Report****Report No: CPS-04-12-F****Report Presented by Executive Manager – Capital Programme****Capital Programme Service****1.0 Summary**

- 1.1 This is a progress report on the Feasibility Study to determine the future use of the vacant Scalloway School secondary department, as requested at Education and Families Committee on 29 February 2012 (Min Ref: EF 05-12).

2.0 Decision Required

- 2.1 The Council is asked to:
- a) NOTE the content of this report; and,
 - b) Advise the Executive Manager – Capital Programme of any options not identified in the report that Members wish to include.

3.0 Detail

- 3.1 The secondary department of Scalloway Junior High School closed on Thursday 30 June 2011. The secondary pupils transferred to the Anderson High School and the secondary department has been vacant since that time.
- 3.2 Children's Services still use part of the school; it has a nursery and primary department delivering education to 135 pupils age from 4-12 years. The existing building is in good condition however it will need rewiring, new fire alarm, disability access improvements and work to parts of the heating system.

- 3.3 To date, preliminary scoping consultations have been held with; SIC Children's Services - Head of the Primary School, NHS Shetland - Estates Department, SIC - Community Worker (Central & West) and a local childcare provider. From these and other consultations, a number of suggestions have been put forward as possible uses for the vacant space. These are summarised below.
- 3.4 Moving the primary school into the secondary department.
- 3.4.1 This option would:
- Address primary classroom size issues.
 - Address issues with current heating system in primary department.
 - Few disabled access improvements are required
 - offices and staff welfare can easily be accommodated
 - more storage for school and service as a whole (CDT workshops)
 - future capacity is easily increased
- 3.5 In the future the Children's Services may consider investigation of a single primary school incorporating the pupils from a wider catchment. It must be stressed that at this point in time this is not part of the Blueprint and not considered in the developing Local Development Plan (LDP); however the Council may be forced to consider this in the future, so short term options must not preclude long term possible need of converting the whole school back to education for increased local need.
- 3.6 Independent childcare provision in part of the building (in conjunction with other options).
- 3.6.1 There are currently two located in Scalloway, one in the Anderson buildings and one in the Youth Centre. Both have links to the SIC Nursery and Primary school and it could reduce drop off and collection time; as well as being a compatible appropriate use.
- 3.7 NHS Shetland – relocating the Scalloway Health Centre within the existing buildings.
- 3.7.1 Preliminary consultation has been undertaken and an accommodation schedule has been provided. The main issue with this option is segregation of the school from other functions to reduce risk to pupils. This would be most easily achieved by the Health Centre using the existing primary space. From discussions with Planning - Development Management, change of use to a Health Centre should not present a problem. However parking issues would need to be addressed as with most options presented, this will present a challenge. To meet Building Standards, rewiring, disabled access improvements and thermal upgrading works would be required, but these do not present any insurmountable technical problems.

- 3.8 Use as classroom or accommodation space by North Atlantic Fisheries College (NAFC).
 - 3.8.1 This would require investment and therefore a guarantee of use into the future.
- 3.9 Scalloway Parent Council – still awaiting suggestions to be forwarded.
- 3.10 The possibility of other council departments relocating to Scalloway will become clearer as the Asset Strategy actions progress.
- 3.11 Conversion to office, hostel or domestic use. This would require significant increase in parking provision.
- 3.12 Business starter units.
- 3.13 Mixed use approach – moving the Primary School, Scalloway Health Centre, Independent Childcare Provider, Community Work Office, SIC Remote Working Hub, possible third sector, voluntary and clubs – further community consultation required.
- 3.14 This preliminary list of options will be explored in more detail as part of the feasibility study. Proposals will be appraised from a technical, business and strategic perspective to identify the preferred option. Stakeholders will continue to be involved in this process.
- 3.15 It is possible that, when viewed alongside the Council's wider Asset Strategy, the most advantageous use of the building cannot be achieved at this time. It may be that the feasibility will have to present separate recommendations for the short, medium and long term.

4.0 Implications

Strategic

- 4.1 Delivery On Corporate Priorities – The Feasibility Study must set out recommendations that are aligned with the Shetland Islands Council Corporate Plan 2010-12. In particular, it should seek to deliver the objectives set out in Section 2: Maintaining a Sustainable Society.
- 4.2 Community/ Stakeholder Issues – The feasibility study will consider options that have been put forward by the Community, Council officers and other agencies as described in section 3 above.
- 4.3 Policy And/ Or Delegated Authority – In accordance with Section 2.3.1 of the Council's Scheme of Administration and Delegations, the Education and Families Committee has delegated authority to make decisions on matters within its functional areas in accordance with the policies of the Council. Due to reporting timescales this report is being presented directly to Shetland Islands Council.

- 4.4 Risk Management – The feasibility study will need to consider how the building could be separated to ensure there is no conflict between the interests of all user groups, and to ensure the most effective use of the space available in a council property.
- 4.5 Equalities, Health And Human Rights – The feasibility study will have to take account of current DDA legislation.
- 4.6 Environmental – Improved utilisation of the building will contribute to the Council's carbon reduction agenda.

Resources

- 4.7 Financial – Any financial costs for the feasibility study will be met from within existing resources.

A number of the options described in section 3.0 above would involve significant expense either in capital or revenue terms. It is likely that the feasibility study will rule out a number of options on financial grounds at an early stage.

- 4.8 Legal – Any legal issues, for example leasing arrangements for any proposed third party users, will be taken into account in the feasibility study.
- 4.9 Human Resources – Input will be sought from Community Planning & Development, who have already been consulted.
- 4.10 Assets And Property – Irrespective of the outcome of the feasibility study, some building works will inevitably be required.

5.0 Conclusions

- 5.1 This report sets out the scope of the feasibility study to be carried out on future use of the Scalloway Junior High School. It sets out the work done to date, including consultations, and summarises the options that will be explored and the approach to be followed in appraising these options.
- 5.2 It is intended that the feasibility study will be presented to Members at the first committee cycle of the next Council.

For further information please contact:

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Background documents: Scalloway report to Services Committee ESCD-32-F; Blueprint for Education in Shetland Decision on Scalloway School Secondary Department, 07 December 2010 and Shetland Islands Council on 08 December 2010.

Education and Families Committee CS-07-12F; Scalloway Secondary Department
void space feasibility study Min Ref: EF 05-12.

Travel Plan Scalloway School

<http://www.sic.gov.uk/services/safety-risk/documents/scalloway1.pdf>

END