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Wednesday, 6 March 2024

To All Councillors:

As a Member or Substitute of the **Ernest Bailey Charity Committee**, please treat this as your summons to attend a meeting on **Thursday, 14 March 2024 at 6.00 pm** in the **Council Chamber, Town Hall, Matlock, DE4 3NN**

Yours sincerely,

Helen Mitchell
Director of Corporate and Customer Services

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AGENDA

1. APOLOGIES FOR ABSENCE

Please advise the Democratic Services Team on 01629 761133 or email committee@derbyshire.gov.uk of any apologies for absence.

2. APPROVAL OF MINUTES OF PREVIOUS MEETING (Pages 3 - 8)

28 November 2023

3. INTERESTS

Members are required to declare the existence and nature of any interests they may have in subsequent agenda items in accordance with the District Council's Code of Conduct.

Those interests are matters that relate to money or that which can be valued in money, affecting the Member, their partner, extended family and close friends. Interests that become apparent at a later stage in the proceedings may be declared at the time.

4. EXCLUSION OF PUBLIC AND PRESS

At this point the Committee will consider excluding the public and press from the meeting in order to consider the exempt information contained within Item 5, Appendix 1b for the reasons shown in italics.

(The following information is exempt as it contains information relating to individuals and it is deemed that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.)

5. DISTRIBUTION OF CHARITABLE FUNDS (Pages 9 - 16)

This report considers applications for grant aid.

Members of the Committee - Councillors Matt Buckler, Martin Burfoot, Sue Burfoot, David Burton, Steve Flitter, Marilyn Franks, Susan Hobson, David Hughes, Joanne Linthwaite, Roger Shelley, Steve Wain and Nick Whitehead

NOTE

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committee@derbyshiredales.gov.uk

Ernest Bailey Charity Committee

Minutes of a Ernest Bailey Charity Committee meeting held at 6.00 pm on Tuesday, 28th November, 2023 in the Council Chamber, Town Hall, Matlock, DE4 3NN.

PRESENT

Councillor Joanne Linthwaite - In the Chair

Councillors: Sue Burfoot, Steve Flitter, Marilyn Franks, Susan Hobson, David Hughes, Steve Wain and Nick Whitehead

Lucy Harrison (Democratic Services Assistant), Emma Mortimer (Community Development Officer) and Karen Henriksen (Director of Resources)

Note:

“Opinions expressed or statements made by individual persons during the public participation part of a Council or committee meeting are not the opinions or statements of Derbyshire Dales District Council. These comments are made by individuals who have exercised the provisions of the Council’s Constitution to address a specific meeting. The Council therefore accepts no liability for any defamatory remarks that are made during a meeting that are replicated on this document.”

APOLOGIES

Apologies for absence were received from Councillor(s): Matt Buckler, Martin Burfoot, David Burton and Roger Shelley

222/23 - ELECTION OF THE CHAIR AND VICE-CHAIR

It was moved by Councillor Sue Burfoot, seconded by Councillor Steve Flitter and

RESOLVED (unanimously)

That Councillor Joanne Linthwaite be elected Chair of the Ernest Bailey Charity Committee.

The Chair declared the motion **CARRIED**.

It was moved by Councillor David Hughes, seconded by Councillor Steve Wain and

RESOLVED (unanimously)

That Councillor Nick Whitehead be elected Vice-Chair of the Ernest Bailey Charity Committee.

The Chair declared the motion **CARRIED**.

223/23 - APPROVAL OF MINUTES OF PREVIOUS MEETING

It was moved by Councillor David Hughes, seconded by Councillor Steve Wain and

RESOLVED (unanimously)

That the minutes of the meeting of the Ernest Bailey Charity Committee held on 17 11 2022 be approved as a correct record.

Voting

03 For

00 Against

05 Abstentions

The Chair declared the motion **CARRIED**.

224/23 - INTERESTS

Item 7 – Distribution of Charitable Grants

Councillor Nick Whitehead declared an interest in Item 7 Application 5/23 Matlock Bath Arts Pavilion.

Councillor Joanne Linthwaite declared an interest in Item 7 Application 7/23 Holy Trinity Church Tansley.

225/23 - STATEMENT OF FINANCIAL POSITION

The Director of Resources introduced a report setting out the financial position of the Charity as at the end of the 2022/23 financial year and provided estimates for 2023/24. The report also sought approval for the investment of the Charity's funds with Derbyshire Dales District Council.

In 2022/23, the charitable fund administered by the Council had earned on average an interest rate of 0.90% for 2022/23 earning £1,357. Grant payments in 2022/23 amounted to £3,980.

At the last meeting of the Committee in November 2022, the freehold sale of a section of the land at Pope Carr Road, Matlock was approved. After the costs of the surveys etc had been deducted, the net proceeds amounted to £17,192.50. The Director of Resources invested the net proceeds, adding them to the £150,00 investment, the endorsement of this decision was sought from Members.

The Charity's financial position at 31 March 2023 was £169,316.95.

For 2023/24, it was noted that the amount available in the distribution fund was £7,813, being equal to the estimated interest receivable in the year. Members were informed that, if they wished to do so, they could award grants totalling £7,812.52 plus up to £2,124.45 and still retain an investment of £167,192.50. Any grants awarded over the forecast would reduce the balance carried forward.

The recommendations as set out in the report were moved by Councillor Steve Wain, seconded by Councillor Susan Hobson with the removal of recommendation 4 and the addition of recommendation 5:

5. That payment of grants may not be made until documentary evidence of expenditure has been sought, except in exceptional circumstances where evidence cannot be provided until after expenditure has taken place.

The motion was then put to the vote and

RESOLVED (unanimously)

1. That the financial statement for the 2022/23 financial year be received.
2. That Members endorse the investment with Derbyshire Dales District Council in respect of the net proceeds of £17,192.50 from the sale of land at Pope Carr Road, Matlock.
3. That the funds of the Charity continue to be invested with Derbyshire Dales District Council.
4. That progress on the Review be noted.
5. That payment of grants may not be made until documentary evidence of expenditure has been sought, except in exceptional circumstances where evidence cannot be provided until after expenditure has taken place.

The Chair declared the motion **CARRIED**.

226/23 - DISTRIBUTION OF CHARITABLE FUNDS

The Committee considered a total of 12 applications for Grant Aid.

It was moved by Councillor Joanne Linthwaite, seconded by Councillor Nick Whitehead and

RESOLVED (unanimously)

1. That consideration is given to the applications for grant aid as set out in the attached schedules.
2. That grants be made conditional upon their being used for the purpose for which the application was made and in accordance with the objects of the Trust.

The Chair declared the motion **CARRIED**.

APPLICATIONS 1/23, 3/23, 4/23, 6/23, 8/23, 9/23

It was moved by Councillor David Hughes, seconded by Councillor Nick Whitehead and

RESOLVED (unanimously)

APPLICATION NO 1/23 – Darley Dale School PTA

That a grant of £175 be awarded towards the purchase of sports equipment.

APPLICATION NO 3/23 – South Darley School PTA

That a grant of £175 be awarded for the purchase of a planter for children to grow plants.

APPLICATION NO 4/23 – Hall Leys Skate Park Project

That a grant of £350 be awarded to aid in the replacement of the skate park in Hall Leys Park.

APPLICATION NO 6/23 – Derbyshire Carers Association

That a grant of £200 be awarded for activities for carers.

APPLICATION 8/23 – Matlock Bath Holy Trinity School

That a grant of £175 be awarded for the purchase of willow structures for the school grounds.

APPLICATION NO 9/23 – Matlock Bath Pre-School

That a grant of £340 be awarded for the purchase of art material.

The Chair declared the motion **CARRIED**.

APPLICATION 2/23 – Derbyshire Federation for Mental Health

It was moved by Councillor Nick Whitehead, seconded by Councillor Sue Burfoot and **RESOLVED**

That a grant of £1000 be awarded for activities and refurbishment.

Voting

05 For

03 Against

00 Abstained

The Chair declared the motion **CARRIED**.

APPLICATION 7/23 – Holy Trinity Church Tansley

Councillor Joanne Linthwaite left the meeting during consideration of this item due to previously declaring an interest.

It was moved by Councillor Steve Flitter, seconded by Councillor Steve Wain and

RESOLVED (unanimously)

That a grant of £1000 be awarded for the replacement of heating system.

The Chair declared the motion **CARRIED**.

APPLICATION 10/23 – Matlock and District 1st Responders

It was moved by Councillor Steve Flitter, seconded by Councillor Nick Whitehead and

RESOLVED (unanimously)

That a grant of £1000 be awarded for responder kit for new recruits.

The Chair declared the motion **CARRIED**.

APPLICATION 5/23 – Matlock Bath Arts Pavilion

Councillor Nick Whitehead left the meeting during consideration of this item due to previously declaring an interest.

It was moved by Councillor Susan Hobson, seconded by Councillor Steve Wain and

RESOLVED (unanimously)

That a grant of £1000 be awarded for roof repairs.

The Chair declared the motion **CARRIED**.

APPLICATIONS: 11/23 and 12/23 (2 LOCAL RESIDENTS)

It was moved by Councillor Steve Wain, seconded by Councillor Joanne Linthwaite and

RESOLVED

That a grant of £200 be awarded to a resident to help pay for a violin and lessons.

That a grant of £195 be awarded to a resident to help pay for gas and electric, toddler clothing and bedding, food and tension rods and nets.

Voting

06 For

01 Against

00 Abstained

The Chair declared the motion **CARRIED**.

Meeting Closed: 6.57 pm

Chairman



Agenda Item 5

**OPEN REPORT
ERNEST BAILEY CHARITY COMMITTEE**

Ernest Bailey Charity Committee – 14th March 2024

DISTRIBUTION OF CHARITABLE FUNDS

Report of the Director of Community and Environmental Services

Report Author and Contact Details

Emma Mortimer, Community Development Officer
01629 761392 or emma.mortimer@derbyshiredales.gov.uk

Wards Affected

Matlock West, Matlock East and Tansley, Darley Dale, Cromford and Matlock Bath, Chatsworth, Bonsall and Winster

Report Summary

This report considers applications for grant aid.

Recommendations

1. That consideration is given to the applications for grant aid as set out in the attached schedules.
2. That grants be made conditional upon their being used for the purpose for which the application was made and in accordance with the objects of the Trust.

List of Appendices

Appendix 1 (a and b) - The Ernest Bailey Charity Schedule of Applications for Grant Aid 2023

Background Papers

None

Consideration of report by Council or other committee

Not applicable

Council Approval Required

No

Exempt from Press or Public

Report and Appendix 1a are open, Appendix 1b is exempt.

Distribution of Charitable Funds

1. Background

The terms of reference for the Ernest Bailey Charity Committee are to ensure that funds are applied for the general benefit of the inhabitants of Matlock and district in one or more of the following ways:

- For the relief of the aged and poor
- For the relief of distress and sickness
- To provide or support facilities for recreation and other leisure time activities
- To provide or support educational facilities, or
- In such other ways as the Trustee thinks fit.

The area of benefit is the former area of the Matlock Urban District Council i.e. Matlock, Matlock Bath, Bonsall, Cromford, Darley Dale, Northwood and Tinkersley, Rowsley (part), South Darley, Starkholmes, and Tansley.

2. Key Issues Funding of Applications

2.1 Financial

The usual practice is to consider current grant applications from within the current year's interest receipts, estimated at £7,812.52 for 2023/24. The November committee awarded grants totalling £5,810, which leaves £2002.52 unspent. There is an additional £2,124.45 that can be awarded and still retain the £167,192.50 investment. If the Committee wishes to do so, it could award grants totalling £2002.52 plus up to £2,124.45, i.e. a total of £4,126.97 and still retain an investment of £167,192.50.

2.2 Applications

A total of 13 applications have been received which are summarised on the attached schedule in Appendix 1. Based on merit and the financial position of the applicants, there is £2002.52 left from the committee on 23rd November 2023. This can be increased up to £2,124.45 as stated above, to give a total of £4126.97.

2.3 Proof of Spend

At the last Committee, members discussed the need for applicants to prove the funds awarded were for the purposes stated in the application form. Members agreed that applicants should pay up front, unless there are exceptional circumstance, where they are unable to afford this. This would be the case for the individuals who are applying because of hardship but some of the groups could have cash flow issues, with little or no reserves. It is proposed that we change this requirement, to providing evidence of the spend, such as invoices and receipts. After investigating what other grants schemes do, some ask for proof of spend or send out evaluation forms and rely on trust. It is very rare for grants to give retrospective funding.

3. Options Considered and Recommended Proposal

- 3.1 The Committee may determine the grant for each application within the overall finance available, as set out in paragraph 2.1.

4. Consultation

- 4.1 Not applicable

5. Timetable for Implementation

- 5.1 Not applicable

6. Policy Implications

- 6.1 Not applicable

7. Financial and Resource Implications

- 7.1 The Charity has £167,192.50 invested with Derbyshire Dales District Council and for 2023/24 interest earned is expected to be £7,812.52, at an average rate of 4.67%.

- 7.2 The following interest rates have been applied to the estimate for 2023/24:-

4.19% from 1st April 2023 to 18th October 2023.

5.29% from 19th October 2023 to 31st March 2024.

- 7.3 The usual practice is to consider current grant applications from within the current year's interest receipts, estimated at £7,812.52 for 2023/24. The November committee awarded grants totalling £5,810, which leaves £2002.52 unspent. There is an additional £2,124.45 that can be awarded and still retain the £167,192.50 investment (comprising £150,000 capital receipt and £17,912.50 net proceeds from the sale of land at Pope Carr Road). Should the Committee decide to award grants totalling more than this level, the result would be a reduction in the amount available for distribution in the future. If the Committee wishes to do so, it could award grants totalling £2002.52 plus up to £2,124.45, i.e. a total of £4,126.97 and still retain an investment of £167,192.50.

- 7.4 The financial risk is assessed as low.

8. Legal Advice and Implications

- 8.1 The District Council became the sole Trustee of the Ernest Bailey Charity following approval by the Charity Commissioners on 12th April 1985. This function was later delegated to the Ernest Bailey Charity Committee.

- 8.2 Trustees have a legal duty to protect the charities assets and apply them for the charity's charitable purposes.

- 8.3 This report set out 2 recommended decisions to be taken. If decisions are made in line with the recommendations the legal risk has been assessed as low.

9. Equalities Implications

9.1 None

10. Climate Change Implications

10.1 None

11. Risk Management

11.1 The Charity's funds are invested with the District Council. Risks of financial loss are mitigating by prioritising security and liquidity ahead of yield. The financial risks are assessed as low.

Report Authorisation

Approvals obtained from:-

	Named Officer	Date
Chief Executive	Paul Wilson	29/02/2024
Director of Resources/ S.151 Officer	Karen Henriksen	29/02/2024
Monitoring Officer (or Legal Services Manager)	Helen Mitchell	4/3/2024

The Ernest Bailey Charity Schedule of Applications for Grant Aid 2024

NO	ORGANISATION	REG. CHARITY	PROJECT/PURPOSE	TOTAL COST £	AMOUNT STILL TO BE RAISED £	GRANT REQUESTED IF STATED £	ACCOUNTS RECEIVED	COMMENTS	GRANTS AWARDED TO DATE £	SUGGESTED GRANT £
1/24	Darley Dale Scouts		Purchase a sail to provide shelter from the elements so the scouts can use the newly created outdoor space even in inclement weather	600	334	334	yes	Many of the scouts come from deprived areas so can't increase fees to pay for it. The scouts are applying for funds to improve other aspects of the scout hut	£150 in 2022	134
2/24	River network	1173794	Training of staff & volunteers for a new housing project in Matlock. Promotional material to help those at risk of homelessness	£400 training £100 promotional material	500	500	yes	The training won't directly benefit those in need. Suggest contribution to the promotional material	£100 in 2020 £75 in 2022	50
3/24	South Darley Parish Council		Provide a defibrillator and cabinet for Oaker	£1984	£975.80	£975.80	Yes		£145 in 2021	400
4/24	St Joseph CE Primary school PTA		Free breakfast for children, supported by charity Magic breakfast. They need 140 plates and bowls and a commercial toaster	£500	£500	£500	Yes	Over half the children qualify for free school meals. They have their lunches on trays so need to buy plates & bowls for breakfast food. By giving them the full amount they can start providing breakfast straight away. Magic breakfast are providing the food	no	500
5/24	Darley Dale community volunteers group		Buy tools: secateurs, bow saws, rakes, gloves to carry out improvements in the area, eg cut back vegetation from trail from Matlock to Rowsley	£350	£350	£350	No	Its an informal group of 20 volunteers, set up Jan 2023. They have monthly work part parties. Includes work directed by DDTC. They have no bank account or constitution. They have been using their own tools. Ask them to apply for LPF for the rest	no	150

6/24	Matlock Town FC junior girls		Funds to provide kit for new team U14s £500 and to provide warm coats to 100 girls £3500	£4000	£2500	£1000	No, there are no accounts for junior teams	They have 100 members between 5-16 and want to expand. They have received funds from local project fund. Suggest we just pay towards new kit	no	£400
7/24	Tai Chi Matlock		Teach Tai Chi to those with mental, physical difficulties and the lonely, isolated and disadvantaged. It runs weekly for 46 weeks a year.	£3220	2720	1000	Yes	It helps with the physical and mental and a social element for the 25 members. They don't turn away people who can't afford to pay	no	450
8/24	Cromford Institute		They want to install a disabled toilet inside the hall so need to inspect the drains to check they are functional and up to current regulations They have obtained 3 quotes and the cheapest is £170	£170	120	120	Yes	The only toilets are outside. When they have a suitable toilet they will start clubs for the elderly and disabled	£100 in 2022	120
9/24	Matlock Water Polo Club		Equipment for new female & junior members 8 adult ball - £2223.92 4 junior ball - £99.96	£513.81	£323.88	£323.88	Not yet	Adult members come from across the Derbyshire Dales but the junior members tend to come from local schools. Suggest we give to junior ball only	no	100
10/24	Cromford Preschool		Funds towards the theatre trip for the older preschool children in June	£727	£537	£200	Yes	Not all the parents will be able to pay for the children to go. The preschool, is contributing £200 and they are applying for other funds. Suggest they also parents for voluntary contributions	£50 in 2019 £50 in 2018 £75 in 2012	75

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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