

# The Highland Council

<b>Agenda Item</b>	<b>5</b>
<b>Report No</b>	<b>NC/15/24</b>

**Committee:** Nairnshire Area

**Date:** 4 November 2024

**Report Title:** Scottish Government Play Park Funding

**Report By:** Assistant Chief Executive – Place

## **1 Purpose/Executive Summary**

- 1.1 Members agreed at Communities and Place Committee in November 2021 to allocate the funds received from the Scottish Government’s play park renewal fund, £60m over the lifetime of the parliament, be apportioned to Area Committees based on a blend of play park conditions and the criteria used by Government. In 2021/22 this was based on 95% 0 –14-year-old population and 5% on rurality and in 2022/23 and future years based on 93% age and 7% rurality. The Council’s allocation to 2026 is £2.9m.
- 1.2 This report proposes Members agree the allocation of the funding for the specific projects in the Nairn Ward as discussed at the Service Supported Meetings.

## **2 Recommendations**

- 2.1 Members are asked to **agree** in Ward 18 £85,000 to be allocated to the agreed projects as outlined at 6.4.

## **3 Implications**

- 3.1 **Resource** - In 2021 £2,918,000 of capital grant was allocated to the Council as part of the Scottish Governments commitment to play area renewal. The principles for investing this funding and reporting on its use were confirmed in October 2022.

Members agreed at Communities and Place Committee in November 2021 the allocation of the funds received from the Scottish Governments play park renewal fund be apportioned to Area Committees based on a blend of play park conditions and the criteria used by Government which was 95% based on the 0-14-year-old population and 5% on rurality and in 2022/23 and future years is based on 93% age and 7% rurality.

- 3.2 **Legal** - Play areas are not a statutory service; however, where they are provided, we must comply with the Health and Safety at Work Act 1974 and the Occupiers Liability (Scotland) Act 1960 for employees and members of the public attending play areas. We must also comply with our duties under the Equality Act 2010 and the Fairer Scotland Duty.

Article 31 of the UN Convention on the Rights of the Child states that children have the right to relax and play, and participate in a wide range of cultural, artistic and cultural activities. The Council's approach to support these rights was set out in the Play Park Strategy agreed by Communities and Place Committee in November 2023. This recognises the value of informal spaces for play as well.

- 3.3 **Risk** - Inspecting and maintaining and/or replacing play park equipment will prevent injury to children and claims being made against the Council.

The approach to engaging locally on play area options with Members and other community bodies and children will enable honest conversations about prioritising resources. This not only reduces the risk of unreasonable public expectation given the importance of an affordable play estate, but it also enables joint problem solving and the identification of external funding and volunteering support.

- 3.4 **Health and Safety (risks arising from changes to plant, equipment, process, or people)** - There are no risks arising from this report.

- 3.5 **Gaelic** - There are Gaelic implications for any new signage required ensuring it has bi-lingual content in keeping with the Council's policy.

## 4 **Impacts**

- 4.1 In Highland, all policies, strategies or service changes are subject to an integrated screening for impact for Equalities, Poverty and Human Rights, Children's Rights and Wellbeing, Climate Change, Islands and Mainland Rural Communities, and Data Protection. Where identified as required, a full impact assessment will be undertaken.

- 4.2 Considering impacts is a core part of the decision-making process and needs to inform the decision-making process. When taking any decision, Members must give due regard to the findings of any assessment.

- 4.3 This is an update report and therefore an impact assessment is not required.

## 5 **Background**

- 5.1 Playparks have positive social and mental health benefits for children and young people.

- 5.2 The Council has 319 play parks and over 2083 pieces of play equipment. Nairn and Cawdor have 18 play areas.

- 5.3 The provision of play parks is not a statutory duty; but the inspection and maintenance of equipment once installed, is a mandatory requirement. For this reason, play parks are subjected to daily, weekly, fortnightly or monthly inspection based on usage and risk, and an annual inspection carried out by a qualified playground inspector.

5.4 A place-based review of play parks is well underway and being taken forward in discussions with Members locally. This is aligned to the Council agreement in January 2021 that:-

“budget and decision-making are devolved to Area Committees to enable a place-based approach that uses local knowledge, community effort and resources alongside Member views and staff advice to solve problems together and to identify possibilities for a more sustainable approach to the play estate.”

5.5 To comply with the conditions of capital grant from the Scottish Government’s play park renewal programme, wider engagement is required along with reporting back on how the investment is being deployed. Wider engagement will align well to the principle of inclusion above and support Members in their local decision-making. In some Wards interested groups have already been involved.

5.6 Any refurbishments and upgrades will require to be in line with the approved Play Park Strategy agreed at the Communities and Place Committee on 29 November 2023, to consider the needs and expectations of communities and supports the active play, wellbeing and social activity of our children and their families.

## **6 Budget and Investment**

6.1 The annual revenue budget for play parks for the Nairn Area 2024/25 is £4,000. This includes labour, plant and fleet, materials, and some contractor costs.

6.2 Following consideration at the Community and Place Committee on 25 November 2020, the Council agreed in January 2021 that budgets and decision-making for play parks would be devolved to Area Committees. This has involved more local discussions with Members within their Ward, given the Ward funds available and to enable a more local consideration as part of the place-based approach. The total allocation from the Scottish Government play parks renewal programme for the Nairn Area is £100,141 over the five-year programme.

6.3 The remaining budget for Ward 18 is £92,000.

6.4 At the Service Supported Meeting in September 2024 the following proposals were discussed for Ward 18 a total commitment of £85,000:-

- Birch Road Play Area, Nairn; £15,000 to replace the bark surface for grass matting;
- Moss Side Play Area, Nairn; £30,000 to install more inclusive items after a consultation with young people; and
- Nairn Links Play Area, Nairn; £40,000 to replace the boat and install an embankment slide

6.5 The remainder of the allocation if the above spend is agreed will be £7,000 for Ward 18. It is proposed to retain this allocation for contingency and once all projects are completed a final recommendation can be proposed by Officers for consideration and agreement by Members.

6.6 Following approval, orders will be placed, and the money committed. Members will be updated with timescales on delivery and installation.

Designation: Assistant Chief Executive – Place

Date: 14 October 2024

Author: Debbie Sutton, Amenities Manager (South)

Background Papers: None

Appendices: None