



Pendle Borough Council

1. Scheme of Delegation

This Scheme has been approved under the Council's Urgency Powers by the Chief Executive in consultation with the Council Leader.

The scheme has been developed by the Council in response to an announcement made by the Secretary of State of Business, Energy & Industrial Strategy. The Council has followed Guidance issued by BEIS when developing the following Schemes;

- I. Omicron Hospitality, Leisure & Accommodation Grant
- II. Additional Restrictions Grant (ARG) Round 6 Grant

2. Eligibility for Omicron Hospitality, Leisure & Accommodation Grant

The guidance sets the following business types under which a grant payment may be made;

- **Hospitality:** a business whose main function is to provide a venue for the consumption and sale of food and drink
- **Leisure:** a business that provides opportunities, experiences and facilities, in particular for culture, recreation, entertainment, celebratory events, days and nights out, betting and gaming
- **Accommodation:** a business whose main lodging provision is used for holiday, travel and other purposes.

3. Grants can be awarded to Businesses occupying hereditaments appearing on the local rating list as at 30th December 2021 are follows;

- Rateable Value ≤ £15,000 will receive a payment of £2,667.
- £15,000 < Rateable value < £51,000 will receive a payment of £4,000.
- Rateable value ≥ £51,000 will receive a payment of £6,000

The guidance gives the (non exhaustive list) overleaf.

Support Type	Types of Business	
Hospitality	Food Courts Public Houses / pub restaurant Restaurant	Roadside Restaurant Wine Bars Cafés
Leisure	Casinos and gambling clubs Cinemas Museums and art galleries Stately homes & historic houses Theatres Zoos & safari parks Amusement parks Wedding venues	Arenas Concert halls Tourist attractions Theme parks Amusement arcades Soft play centres or areas

Support Type	Types of Business	
	Events venues Night clubs & discotheques	Clubs & institutions Village halls & scout huts, cadet huts, etc.
Accommodation	Caravan parks Caravan sites and pitches Chalet parks Coaching inns Country house hotels Guest houses Hostels Hotels Lodge	Holiday apartments, Cottages or bungalows Campsites Boarding houses Canal boats or other vessels B&Bs Catered holiday homes Holiday homes

Payment shall be made to the person or business who according to Council's records is the ratepayer in respect of the hereditament. Where there is no entry in the rating list for the business the Council will decide if a grant should be paid and to whom.

4. Eligibility for Pendle Borough Council – ARG Round 6 Scheme Proposal

Applications will be prioritised in the following order;

Group 1. Businesses which fall under the Leisure, Hospitality and Accommodation categories but don't qualify for the grant because they were not a rate paying on 30 December 2021 [according to the billing authority's records] are to be prioritised under the scheme and receive £2,667 per business. These business types are included below;

Support Type	Types of Business	
Hospitality	Food Courts Public Houses / pub restaurant Restaurant	Roadside Restaurant Wine Bars Cafés / sandwich bars
Leisure	Casinos and gambling clubs Cinemas Museums and art galleries Stately homes & historic houses Theatres Zoos & safari parks Amusement parks Wedding venues Events venues Night clubs & discotheques	Arenas Concert halls Tourist attractions Theme parks Amusement arcades Soft play centres or areas Clubs & institutions Village halls & scout huts, cadet huts, etc.
Accommodation	Caravan parks Caravan sites and pitches Chalet parks Coaching inns Country house hotels Guest houses Hostels Hotels Lodge	Holiday apartments, Cottages or bungalows Campsites Boarding houses Canal boats or other vessels B&Bs Catered holiday homes Holiday homes

Group 2. Businesses effected by Omicron under the wider categories such as personal care, the travel and tourism sector, including group travel, travel agents and tour operators, coach

and taxi operators, taxi and hackney licence drivers, wedding and events related businesses, wholesalers, English language schools, breweries, gyms, freelance and mobile businesses (caterers, hair and beauty) would then be considered.

Grant payments of either £2,667 for Businesses with fixed property costs and £1,333 for mobile/Home based Businesses with limited property costs.

Group 3. Any other business which can demonstrate hardship as a result of the Omicron variant will then be considered.

Grant payments of either £2,667 for Businesses with fixed property costs and £1,333 for mobile/Home based Businesses with limited property costs.

Businesses benefitting from the Omicron Hospitality, Leisure & Accommodation Business Rates Grant scheme or Pendle's most recent ARG Round 5 scheme are ineligible unless covered under point 5.

PBC reserves the right to make additional awards to businesses should the scheme be under subscribed. Likewise a lower amount may be made should the scheme be oversubscribed.

All Applications must be validated as per the Guidance before any payments can be made. Payments will be made from 1st March to 31st March 2022.

5. **Excluded Businesses.** A Business will not qualify for a grant if;

- It is not based in Pendle,
- It is part of a national chain,
- It has reached the subsidy control limit as defined by Central Government,
- It is in administration, is insolvent or a striking off notice has been made.

6. **Notification of Decision**

Applicants will be considered by the Council's Finance Team supported by the Revenue and Benefits Services.

There is no appeal procedure and the Council's decision is final

7. **Complaints**

The Council's Complaints Procedure (available on the Council's website) will be applied in the event of any complaint received about this scheme

8. **Managing the risk of fraud and payments in error**

The Government will not accept deliberate manipulation and fraud. Any business caught falsifying their records to gain additional grant money will face prosecution, and any funding issued will be recovered, as may any grants paid in error.

The council must continue to ensure the safe administration of grants and that appropriate measures are put in place, pre-award, to mitigate against the increased risks of fraud and payment error. Prepayment checks will be proportionate and will include confirming that, by accepting payments, recipients are in compliance with State Aid or equivalent subsidy allowance rules.

9. Taxation

Grant income received by a business is taxable. The ARG will need to be included as income in the tax return of the business. Only businesses which make an overall profit once grant income is included will be subject to tax.

10. Recovery of Amounts incorrectly paid

If established that any award has been made incorrectly due to error, misrepresentation or incorrect information provided to the Council by an applicant or their representative(s), the Council will look to recover the amount in full.

11. Data Protection and Use of Data

All information and data provided by applicants shall be dealt with in accordance with the Council's Data Protection policy and Privacy Notices which are available on the Council's website

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