

Hambleton District Council
Draft Infrastructure Funding Statement (IFS)
2019/2020

Changes to the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019) <http://www.legislation.gov.uk/ukdsi/2019/9780111187449> has:

- Removed the Regulation 123 list
- Removed the restriction on pooling more than 5 planning obligations towards a single piece of infrastructure
- Now allows Council's to choose to pool funding from different routes to fund the same infrastructure if Council's set out in their IFS which infrastructure they intend to fund through CIL and Section 106 agreements.

This Statement identifies the infrastructure projects or types of infrastructure which Hambleton District Council intends will be, or may be, wholly or partly funded by the Community Infrastructure Levy; whilst indicating other sources of funding that can be pooled to fund the same infrastructure projects shown. This is set out in the Councils Infrastructure Delivery Statement - Infrastructure Delivery Schedule (Appendix 3). In addition it should be noted that the Council are legally committed to allocating £2 million to the North Northallerton Primary School, currently subject of a planning application currently under consideration with North Yorkshire County Council.

It should be noted that the priority for the flood risk schemes is proposed to be amended to 'important' as they are in areas where development is planned through the local plan, but they are not necessary for development to go ahead. Two of the schemes are also intended to be amended to 'desirable' as they are either not near to planned development or are not specific about where they are located.

It also should be noted that 'Leisure Centre Projects' has been added to the Councils Infrastructure Delivery Statement Infrastructure Delivery Schedule as a result of the findings, conclusions and recommendations set out in the 'Sports Facilities Strategy 2017- 2035' set out below:

file:///C:/Users/arawlinson/AppData/Local/Microsoft/Windows/INetCache/IE/0GU1SC7Q/Hambleton_District_Council_Sports_Facilities_Strategy_Final_02.08.17.pdf

Funding for the delivery of infrastructure will be sought by the Council from multiple sources over a number of years. Developer contributions can be provided in several ways:

- Through planning conditions – to make development acceptable that would otherwise be unacceptable.
- Through planning obligations in the form of Section 106 agreements – where it is not possible to address unacceptable impacts through a planning condition.
- Through the Community Infrastructure (CIL) – a fixed charge levied on new development to fund infrastructure.

It is generally expected that Developer Contributions: CIL and Planning Obligation (Section 106) will only provide a contribution to funding the infrastructure costs. Alongside this funding there are mainstream sources of funding available to support delivery including sources of

funding for education, transport, health and utilities infrastructure. Funding can also be used from the Town and Parish Councils and Hambleton Town/Parish CIL pots.

Planning Obligations Planning obligations assist in mitigating the impact of unacceptable development to make it acceptable in planning terms. Planning obligations may only constitute a reason for granting planning permission if they meet the tests that they are necessary to make the development acceptable in planning terms. They must be:

- necessary to make the development acceptable in planning terms;
- directly related to the development; and
- fairly and reasonably related in scale and kind to the development.

These tests are set out as statutory tests in Regulation 122 (as amended by the 2011 and 2019 Regulations) and as policy tests in the National Planning Policy Framework

It is not possible to provide a priority list of planning obligations that may be sought, by reason that the relative importance of an obligation will be dependent on the development proposal being considered. Planning obligations may be required by specific developments. These may include:

- Education contributions;
- new schools;
- primary healthcare;
- strategic highway and transportation improvements
- Open Space contributions in new housing developments (including amenity green space, provision for children/young people; parks and gardens, allotments, and playing pitches) will continue to be collected by S106.

Affordable Housing obligations will be secured through Section 106 mechanism, without funding from CIL. This is in accordance with the CIL Regulations.

This is a 'living' document and will be the subject of on-going update and monitoring during 2020.

The order of the projects within the Infrastructure Delivery Plan Schedule does not imply any order of preference.