

For General Release

REPORT TO:	CABINET MEMBER FOR CULTURE & REGENERATION
SUBJECT:	Annual Infrastructure Funding Statement 2019/20
LEAD OFFICER:	Heather Cheesbrough, Director of Planning & Strategic Transport
CABINET MEMBER:	Councillor Oliver Lewis Cabinet Member for Culture & Regeneration
WARDS:	All
CORPORATE PRIORITY/POLICY CONTEXT/AMBITIOUS FOR CROYDON: It is a statutory requirement under s216 of the Planning Act 2008 and Regulation 121A of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 to prepare an Annual Infrastructure Funding Statement for the 2019/20 financial year, and to publish this statement no later than the 31 December 2020.	
FINANCIAL IMPACT There are no direct financial implications arising from this report. This report is a factual account of: <ul style="list-style-type: none">• How much Community Infrastructure Levy has been collected, assigned, spent or retained at the end of the financial year;• The amount of financial contributions secured through planning obligations in 2019/20• Details of non-financial contributions secured through planning obligations in 2019/20• How financial contributions secured through planning obligations in any year have been assigned and spent	
KEY DECISION REFERENCE NO.: Not a key decision	

The Leader of the Council has delegated to the Cabinet Member for Culture & Regeneration the power to make the decisions (the Leader of the Council's decision reference number: 66/20/LR) set out in the recommendations below

1. RECOMMENDATIONS

The Cabinet Member for Culture & Regeneration is recommended to

- 1.1 Approve the publication of the Annual Infrastructure Funding Statement 2019/20 in accordance with Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019.

2. EXECUTIVE SUMMARY

- 2.1. The Annual Infrastructure Funding Statement indicates the amount of the borough's Community Infrastructure Levy collected and assigned since its introduction in April 2013.
- 2.2. The Annual Infrastructure Funding Statement for the Community Infrastructure Levy highlights the following:
 - As of the 31 March 2020 a total of £12,544,170.93 of Community Infrastructure Levy was available to spend.
 - In 2019/20 a total of £6,448,468 of Community Infrastructure Levy was allocated towards projects and infrastructure types on the Council's Infrastructure List and borough's capital programme, which reduces the council's borrowing to support the borough's capital programme.
 - The amount collected for Croydon Borough CIL for the year 2019/20 is £9,290,467.86

3. DETAIL

- 3.1 It is a statutory requirement under s216 of the Planning Act 2008 and Regulation 121A of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 to prepare an Annual Infrastructure Funding Statement for the 2019/20 financial year, and to publish this statement no later than the 31 December 2020.
- 3.2 The Annual Infrastructure Statement must include:
 - a) A statement ("the infrastructure list") of the infrastructure projects or types of infrastructure which the charging authority intends will be, or may be, wholly or partly funded by CIL (other than projects or infrastructure funded by the Local Meaningful Proportion);
 - b) A report, in relation to the previous financial year (2019/20) that sets out how much CIL was unspent from previous financial years, raised in the last financial year, or spent/allocated in 2019/20;
 - c) A report about planning obligations secured under s106 of the Town and Country Planning Act 1990 (as amended) that sets out how much was raised in financial terms through planning obligations in the previous financial year, what infrastructure planning obligations funded during the previous financial year, and how much money remains available to support further infrastructure in future years; and
 - d) Details of affordable housing and school places secured through planning obligations under s106 of the Town and Country Planning Act 1990 (as amended) during the last financial year.
- 3.3 The Annual Infrastructure Funding Statement for the Community Infrastructure Levy must be published on the Council's website no later than the 31 December following the end of the financial year. This year's Annual Infrastructure Funding Statement must, therefore, be published no later than 31 December 2020.

- 3.4 The statement sets out that the following projects may be funded by Community Infrastructure Levy in Croydon:
- a) Provision, improvement, replacement, operation or maintenance of education facilities
 - b) Provision, improvement, replacement, operation or maintenance of health care facilities
 - c) Provision, improvement, replacement, operation or maintenance of those projects listed in the Connected Croydon Delivery Programme dated April 2013 and any projects added to the said Programme after April 2013 as approved by Cabinet.
 - d) Provision, improvement, replacement, operation or maintenance of public open space
 - e) Provision, improvement, replacement, operation or maintenance of public sports and leisure
 - f) Provision, improvement, replacement, operation or maintenance of community facilities (as defined by the Croydon Local Plan 2018)

3.5 The statement sets out the following in terms of the Community Infrastructure Levy:

- a) A total of £11,228,073 of CIL (not including the Local Meaningful Proportion) was unspent at the start of 2019/20.
- b) During 2019/20 £6,448,468 of CIL was spent on the projects and infrastructure types on the Council's Infrastructure List and borough's capital programme, which reduces the council's borrowing to support the borough's capital programme. Further details are set out in paragraph 3.6 below.
- c) At the close of 2019/20 a total of £12,544,170 (excluding the Local Meaningful Proportion) was unspent.
- d) A total of £604,864 was spent under the Local Meaningful Proportion, all going towards Ward Member budgets.
- e) At the close of 2019/20 a total of £3,917,016 of CIL applied to the Local Meaningful Proportion was unspent.
- f) During 2019/20 a total of £132,332 of CIL was spent on administration of the CIL.

3.6 The Council's Infrastructure Finance Group ensures that CIL and planning obligation income is spent on essential infrastructure needed to support growth in the borough as set out in the Croydon Local Plan, Council's Capital Strategy, Infrastructure Delivery Plan, and Growth Zone Programme. During 2019/20 borough CIL has been allocated to the following projects:

Category	Amount
Education - Special Educational Needs	£4,671,739
Education - Permanent School Expansion	£170,063
Libraries Investment General	£1,606,666

3.7 The statement sets out the following in terms of planning obligations secured under s106 of the Town and Country Planning Act 1990 (as amended):

- a) A total of £3,582,344 of money secured under s106 agreements was allocated to specific projects during 2019/20 but has not yet been spent.
- b) During 2019/20 a total of £775,674 of money secured under s106 agreements was spent on specific projects across the borough (of which £31,612 was assigned in 2019/20 and the remainder in previous financial years).
- c) 200 new affordable homes were secured through s106 agreements in 2019/20.
- d) An additional £2,043,676 of funding was agreed with developers during 2019/20.
- e) A total of £1,453,798 was received from developers in 2019/20 who had previously entered into a s106 agreement with the council.

4. CONSULTATION

4.1 The Annual Infrastructure Funding Statement for the 2019/20 financial year is a factual statement of how much borough CIL has been collected and how much money arising from CIL has been spent and on what projects. It does not contain anything that could be consulted upon.

5 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS

5.1 During 2019/20 a total of £7,185,664.77 of CIL was spent or allocated (on infrastructure, the Local Meaningful Proportion or administration costs), and a total of £9,290,467.87 of CIL was received.

5.2 Overall the balance of 'general' CIL (to be spent on infrastructure on the Infrastructure List) increased by £1,316,097.68 as more CIL was received than was spent/allocated¹.

5.3 Overall the balance of the Local Meaningful Proportion (to be spent on infrastructure or other projects that address the demands placed on the borough by development) increased by £788,705.41 as more CIL was assigned to the Local Meaningful Proportion than was spent.

Approved by: Geetha Blood, Head of Finance for Place, Gateway, Strategy and Engagement

¹ This also includes £332,191.39 of CIL assigned to administration costs which was not used, and was, therefore, returned to the general CIL balance.

6. LEGAL CONSIDERATIONS

- 6.1 The Head of Commercial and Property Law on behalf of the Interim Director of Law & Governance comments that there are not additional legal considerations beyond those detailed paragraph 3.1 of this report.

Approved by: Sean Murphy, Head of Commercial and Property Law on behalf of the Council Solicitor and Monitoring Officer

7. HUMAN RESOURCES IMPACT

- 7.1 There are no human resources implications arising from Annual Infrastructure Funding Statement for the 2019/20 financial year this current time, if any issues arise these will be managed under the appropriate Council's policies and procedures.

Approved for and on behalf of Sue Moorman, HR Director, by Jennifer Sankar, Head of HR Place

8. EQUALITIES IMPACT

- 8.1 The Annual Infrastructure Funding Statement for the 2019/20 financial year – Community Infrastructure is a factual report and therefore has no direct equalities impact arising from the report itself.

Agreed on behalf of Yvonne Okiyo, Equalities Manager

9. ENVIRONMENTAL IMPACT

- 9.1 The Annual Infrastructure Funding Statement for the 2019/20 financial year – Community Infrastructure is a factual report and therefore has no environmental impact arising from it.

10. CRIME AND DISORDER REDUCTION IMPACT

- 10.1 The Annual Infrastructure Funding Statement for the 2019/20 financial year – Community Infrastructure Levy is a factual report and therefore has no crime and disorder reduction impact arising from it.

11. REASONS FOR RECOMMENDATIONS/PROPOSED DECISION

- 11.1 The Annual Infrastructure Funding Statement for the 2019/20 financial year – Community Infrastructure Levy is a factual report and statutory requirement under s216 of the Planning Act 2008 and Regulation 121A of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 and should be published on the Council's website by the 31st December 2020. Approval to publish the Annual Infrastructure Funding Statement is not delegated to the Executive Director for Place

12. OPTIONS CONSIDERED AND REJECTED

- 12.1 Publication of the Annual Infrastructure Funding Statement for the 2019/20 financial year is a statutory requirement under s216 of the Planning Act 2008 and Regulation 121A of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 and therefore no options exist.

CONTACT OFFICER: Steve Dennington, Head of Spatial Planning
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BACKGROUND PAPERS: None