

Report To:	CABINET
Date:	13 DECEMBER 2022
Heading:	ASHFIELD DISTRICT COUNCIL'S INFRASTRUCTURE FUNDING STATEMENT 2021/22
Executive Lead Member:	CLLR MADIGAN- EXECUTIVE LEAD MEMBER FOR CUSTOMER SERVICES AND STRATEGIC PLANNING
Ward/s:	ALL
Key Decision:	YES
Subject to Call-In:	YES

Purpose of Report

Local authorities, such as Ashfield, are required to produce and publish an infrastructure funding statement on an annual basis, because of changes to government legislation (Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019).

Approval is sought for the Council's Infrastructure Funding Statement dated November 2022. The document sets out the 2021/22 (1st April 2021 – 31st March 2022) income and expenditure relating to Section 106 (S106) agreements. It contains a summary of the financial contributions secured by the Council through S106 agreements from new developments for onsite provision of infrastructure, off-site infrastructure works and affordable housing. It also sets out planned expenditure for future years showing how unallocated funds will be spent. The statement is attached as part of this report.

Recommendation(s)

- 1. That Cabinet approves the Council's Infrastructure Funding Statement 2021/22 dated November 2022 and to publish on the Council's website in accordance with Regulation 121A of the Regulations.**

Reasons for Recommendation(s)

The Council is required to prepare and publish an Infrastructure Funding Statement under Regulation 121A of the Regulations before the end of the 2022 calendar year.

Alternative Options Considered

The Council is required to prepare and publish an Infrastructure Funding Statement under Regulation 121A of the Regulations before the end of the calendar year. The content of the Statement is accurate and is as prescribed in the Regulations. If approval of the publication of the Statement is not given, it would be contrary to the Regulations.

Not recommended.

Detailed Information

The Council's Infrastructure Funding Statement dated November 2022 sets out the 2021/22 (1st April 2021 – 31st March 2022) income and expenditure relating to Section 106 (S106) agreements. It contains a summary of the financial contributions secured by the Council through S106 agreements from new developments for onsite provision of infrastructure, off-site infrastructure works and affordable housing across the whole of the District. It also sets out planned expenditure for future years showing how unallocated funds will be spent.

Implications

Corporate Plan: The Infrastructure Funding statement supports the objectives of the Corporate Plan by identifying S106 funding to support infrastructure in association with development and maximise the benefits and opportunities from growth.

Legal: To comply with the requirements of The Community Infrastructure Levy Regulations 2010 (and amendments thereto) an Infrastructure Funding Statement for the annual year 2021/22 must be published before 31st December 2022. The Statement must include the information set out in Regulation 121A and the relevant schedules detailed therein. [RLD 15/11/2022]

Finance: [PH 16/11/2022].

Budget Area	Implication
General Fund – Revenue Budget	No financial implications contained within the Report.
General Fund – Capital Programme	Failure to correctly identify and deliver on the S106 schemes would mean that contributions including RPI inflation may have to be paid back to the developer.
Housing Revenue Account – Revenue Budget	No financial implications contained within the Report.
Housing Revenue Account – Capital Programme	No financial implications contained within the Report.

Risk:

Risk	Mitigation
No known risks	N/A

Human Resources: There are no direct HR implications related to the Report. There are no direct equality issues arising from the approval of the Statement. It is not envisaged that approving the recommendation within this report will adversely disadvantage any groups.

Environmental/Sustainability

Sustainability is at the heart of the planning system and the Infrastructure Funding Statement has been prepared with the aim of assisting with delivering sustainable development in the District in accordance with the requirements of paragraphs 7 and 8 of the National Planning Policy Framework (NPPF), 2021.

Equalities: There are no direct equality issues arising from the approval of the statement. It is not envisaged that approving the recommendation within this report will adversely disadvantage any groups.

Other Implications:

N/A

Reason(s) for Urgency

N/A

Reason(s) for Exemption

N/A

Background Papers

A copy of the Council's Infrastructure Funding Statement dated November 2022 (1st April 2021 – 31st March 2022) is appended to this report.

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