

	<h2>Hendon Area Committee</h2> <h3>4th December 2017</h3>
Title	Member’s Item – Application for Community Infrastructure Levy (CIL) Funding
Report of	Head of Governance
Wards	Hendon, Mill Hill and Burnt Oak
Status	Public
Urgent	No
Key	No
Enclosures	None
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<h3>Summary</h3>
<p>This report informs the Hendon Area Committee that three requests for CIL funding have been submitted. The Committee are requested to consider the information highlighted within this report and make a determination on its desired course of action in accordance with its powers.</p>

<h3>Recommendations</h3>
<ol style="list-style-type: none"> 1. That the Area Committee consider the request as highlighted in section 1 of the report. 2. That the Area Committee decide whether it wishes to: <ol style="list-style-type: none"> (a) agree the request and note the implications to the Committee’s CIL funding budget; (b) defer the decision for funding for further information; or (c) reject the application, giving reasons.

1. WHY THIS REPORT IS NEEDED

1.1 Three requests for funding from the Committee's allocated CIL budget have been raised. The requests are as follows:

Title	TRAFFIC CALMING MEASURES – DEVONSHIRE ROAD, NW7 (HOLDERS HILL ROAD ROUNDABOUT TO ABERDARE GARDENS)
Raised by (Councillor)	Cllr Sury Khatri
Ward	Mill Hill Ward
Member Request	<p>As a Ward Councillor and a resident of Devonshire Road (40 years+) and on behalf of other residents who have made and continue to make representations to me, I have been trying for the last 6 – 7 years to introduce Traffic Calming measures because of the escalating dangerous speed of Traffic on Devonshire Road. I was previously partially successful in the Committee agreeing for a stretch of road beyond Aberdare Gardens to Pursley Road junction and at Committee I did then argue for the stretch from Holders Hill Road roundabout to Aberdare Gardens. Unfortunately my plea was unsuccessful.</p> <p>The recent incident illustrates and necessitates this issue to be urgently reconsidered again.</p> <p>To illustrate the issue a massive accident that took place on Devonshire Road close to the junction with Lee Road / Oakhampton Road on Sunday 5 November about 9.00 am. The attached photos hopefully are self explanatory.</p> <p>About a week or so ago before this accident, the Police carried out an unannounced speed / traffic operation on Devonshire Road.</p> <p>Not too long ago another massive accident occurred on Devonshire Road at the junction of the Holders Hill Roundabout and about a year ago another incident opposite my house. In these incidents Police were involved.</p> <p>However there are other accidents which have been occurring (primarily due to the high speed) and as matters are settled between the parties, thus do not involve police actions and hence these statistics are not recorded.</p>
Funding Required (£)	£25,000

Title	Gaskarth Road One-Way System Study
Raised by (Councillor)	Cllr Ammar Naqvi
Ward	Burnt Oak
Member Request	That a feasibility study be undertaken into making Gaskarth Road part of a one way system linked with Silkstream Road, terminating at the junction of Playfield Road. This would help relieve aggressive parking on Gaskarth Road, outside Barnfield Primary School, help with the flow of traffic at school opening and closing time, reduce the danger of a child being struck by a car mounting the pavement and reduce the deterioration of the pavements as well (thereby saving the Council the cost of repairing the pavements regularly).
Funding Required (£)	£3000 - £5000 (as per Officers' guidance).

Title	Brookside Walk – Table Tennis
Raised by (Councillor)	Maureen Braun
Ward	Hendon
Area Committee	Hendon
Member Request	Request for funding for table tennis table plus surfacing work at Brookside Walk. They would like 2 tables if possible.
Funding Required (£)	£4,186,

2. REASONS FOR RECOMMENDATIONS

- 2.1 As identified above Members of the Council have requested that the Committee consider requests for CIL funding. In line with guidance for Members' route to support applications for CIL funding, the Committee is asked to determine the desired course of action.
- 2.2 CIL funding can be used to fund a wide range of infrastructure (as outlined in section 216(2) of the Planning Act 2008, and regulation 59, as amended) to support the development of a local area. The Act specifically names roads and

transport, flood defences, schools and education facilities, medical facilities and recreational facilities; but is not restrictive. Therefore the definition can extend to allow the levy to fund a very broad range of facilities provided they are 'infrastructure'.

- 2.3 Further examples are: play areas, parks and green spaces, cultural and sports facilities, district heating schemes, police stations and community safety facilities. The flexibility in how the funds can be applied is designed to give local areas the opportunity to choose the infrastructure they need to deliver their Local Plan.
- 2.4 Guidance states that the levy is intended to focus on the provision of new infrastructure and should not be used to remedy pre-existing deficiencies in infrastructure provision, unless those deficiencies will be made more severe by new development. Therefore if funds are intended to be used to address existing deficiencies, it is recommended that funds are used to either increase the capacity of existing infrastructure or to repair failing existing infrastructure, where it is recognised as necessary to support development in the area.
- 2.5 Guidance states that local authorities must allocate at least 15% of levy receipts to spend on priorities that should be agreed with the local community in areas where development is taking place. Therefore a decision was made to honour the provision of a 15% contribution to each of the Council's Area Committee. This is capped at £150k per committee per year.
- 2.6 Applications relating to requests should be made to this Area Committee via Members' Items as outlined in the Council's Constitution. In line with guidance, applications submitted by Members should receive an initial assessment by an appropriate Officer, and should be accompanied by a recommendation (i.e. that the Committee should support or refuse the application).
- 2.7 Members should note that the committee has the power to discharge CIL-related environmental infrastructure projects and therefore has joint budget responsibility across the Area Committees which can be spent in 2017/18. Furthermore it is noted that any request can be considered only by this Committee if it is in line with its terms of reference as contained in the Council's Constitution.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 Not applicable; Members of the Council are able to submit applications for non-CIL funding to the Area Committee Budgets via Members' Items. As a result the Committee are requested to consider the Ward Members request and determine. Therefore no other recommendation is provided from Officers.

4. POST DECISION IMPLEMENTATION

- 4.1 Post decision implementation depends on the decision taken by the Committee, and the assessing officer's recommendation.

5. IMPLICATIONS OF DECISION

5.1 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

- 5.1.1 The Committee has an allocated budget for Barnet Community Infrastructure Levy (CIL) from which it can award funds to Area Committee grant applications. Any allocation of funds will be assessed by Officers.

- 5.1.2 The Committee is able to award funding of up to £25,000 per project for CIL Funding. Requests for funding must be in line with the Council's priorities which are outlined in the Corporate Plan 2015 – 2020.

5.2 Social Value

- 5.2.1 Requests for Area Committee budget funding provide an avenue for Members to give consideration to funding requests which may have added social value.

5.3 Legal and Constitutional References

- 5.3.1 Council Constitution, Article 7, Section 7.5 Responsibility for Functions details that the Area Committee is responsible for determining the allocation of Community Infrastructure Levy funding within the constituency up to a maximum of £25,000 per scheme/project in each case subject to sufficient of the budget being allocated to the Committee being unspent.

- 5.3.2 Council Constitution, Article 2 Members of the Council, Section 2.3 states any Member will be permitted to have one matter only (with no sub items) on the agenda for an Area Committee where the Member is sponsoring an application to an Area Committee Budget. Member's items sponsoring an application to the Area Committee Budget must be submitted 10 clear working days before the meeting. Items received after that time will only be dealt with at the meeting if the Chairman agrees they are urgent.

5.4 Risk Management

- 5.4.1 None in the context of this report.

5.5 Equalities and Diversity

- 5.5.1 Requests for Funding allow Members of a Committee to bring a wide range of issues to the attention of a Committee in accordance with the Council's Constitution. All of these issues must be considered for their equalities and diversity implications.

5.6 Consultation and Engagement

- 5.6.1 None in the context of this report.

6. BACKGROUND PAPERS

- 6.1 Meeting of the Community Leadership Committee 8 March 2016 Area

Committee Funding – Savings from non- Community Infrastructure Levy (CIL) budgets:

<http://barnet.moderngov.co.uk/documents/s38413/Area%20Committee%20Funding%20Savings%20from%20non-%20Community%20Infrastructure%20Levy%20CIL%20budgets.pdf>

6.2 Review of Area Committees – operations and delegated budgets (24/06/2015):

<https://barnet.moderngov.co.uk/documents/s24009/Area%20Committees%20%20Community%20Leadership%20Committee%2025%20June%202015%20-%20FINAL.pdf>