



Hendon Area Committee

17 September 2019

Title	Member's Item – Application for Community Infrastructure Levy (CIL) Funding
Report of	Head of Governance
Wards	Edgware, Hale, Burnt Oak, Mill Hill,
Status	Public
Urgent	No
Key	No
Enclosures	None
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Summary

This report informs the Hendon Area Committee that 4 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.

Officers Recommendations

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

1 Title	Measures to address key ongoing litter issues around Burnt Oak tube station
Raised by (Councillor)	Sara Conway
Ward	Burnt Oak
Member Request	Litter bins with ashtrays for the area around Burnt Oak tube station and nearby key bus stop/s (£1500). Anti-sticker coating for lamp posts and street furniture to prevent recurrence of recent major problem and removal of stickers. (£10, 000)
Funding Required (£)	£11,500

2 Title	Litter bins on the long path behind Parkside and Wise Lane car park
Raised by (Councillor)	Val Duschinsky
Ward	Mill Hill
Member Request	Two new large sentinel litter bins. One to replace the existing dual recycling bin by the café and install another by the old crazy golf area. At the moment we are carrying out trials of this type of bin for café locations. (As discussed we hope to turn the crazy golf area into a fenced off seating area). An additional 8 standard litter bins on new bases dotted around the park would help with the litter issue. these would be extra to the ongoing replacement programme of the original litter bins. Litter bins 8x supply and install on new bases £3214.00 and Sentinel litter bins 2x supply and install plus take old unit away £1896.00
Funding Required (£)	£5110

3 Title	Zebra Crossing: Outside 228 Hale Lane Edgware
Raised by (Councillor)	Elliot Simberg
Ward	Hale
Member Request	Zebra Crossing: Outside 228 Hale Lane Edgware Lubavitch nursery or in the vicinity
Funding Required (£)	TBC

4 Title	Playground equipment at the lower end of Edgwarebury Lane
Raised by (Councillor)	Brian Gordon
Ward	Edgware
Member Request	Petition from local residents for playground equipment to service young local families in the area – mainly a slide, seesaw, swing and climbing frame.
Funding Required (£)	TBC

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 defenses, 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 2018/19. 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 Corporate Priorities and Performance

- 5.1.1 The funding enables the Area Committee Budgets to contribute to Barnet's 2024 Corporate Plan objective to promote a pleasant, well maintained borough that we protect and invest in, by keeping the borough moving, including improvements to roads and pavements, getting the best of out of our parks by looking after and investing in our greenspaces and investing in community facilities to support a growing population.

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

- 5.2.1 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.

- 5.2.2 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 2019 – 2024.

5.3 **Social Value**

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

5.4 **Legal and Constitutional References**

- 5.4.1 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.
- 5.4.2 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.

5.5 **Risk Management**

- 5.5.1 None in the context of this report.

5.6 **Equalities and Diversity**

- 5.6.1 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.

5.7 **Corporate Parenting**

- 5.7.1 None in the context of this report.

5.8 **Consultation and Engagement**

- 5.8.1 None in the context of this report.

5.8 **Insight**

- 5.8.2 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>