

	<h2>Chipping Barnet Area Committee</h2> <h3>30 October 2017</h3>
<p style="text-align: right;"><b>Title</b></p>	<p><b>Members Items – Community Infrastructure Levy (CIL) Funding</b></p>
<p style="text-align: right;"><b>Report of</b></p>	<p>Head of Governance</p>
<p style="text-align: right;"><b>Wards</b></p>	<p>Various</p>
<p style="text-align: right;"><b>Status</b></p>	<p>Public</p>
<p style="text-align: right;"><b>Urgent</b></p>	<p>No</p>
<p style="text-align: right;"><b>Key</b></p>	<p>No</p>
<p style="text-align: right;"><b>Enclosures</b></p>	<p>Appendix A – Councillor Phil Cohen Appendix B – Councillor Caroline Stock</p>
<p style="text-align: right;"><b>Officer Contact Details</b></p>	<p><a href="mailto:jan.natynczyk@barnet.gov.uk">jan.natynczyk@barnet.gov.uk</a> 0208 359 5129</p>

<h2>Summary</h2>
<p>This report informs the Area Committee of requests for CIL funding submitted by Members of the Committee. 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>

<h2>Recommendations</h2>
<ol style="list-style-type: none"> <li>1. That the Area Committee consider the requests as highlighted in section 1 of the report.</li> <li>2. That, in respect of each request submitted, the Area Committee decide whether it wishes to:             <ol style="list-style-type: none"> <li>(a) agree the request (subject to due diligence checks) and supporting officer’s recommendation, and note the implications to the Committee’s CIL funding budget;</li> <li>(b) defer the decision for funding for further information; or</li> <li>(c) reject the application, giving reasons.</li> </ol> </li> </ol>

**1. WHY THIS REPORT IS NEEDED**

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

Title	Raised by (Councillor)	Ward	Member Request	Funding required (£)
<b>Improvement Work for Bowls Green – East Valley Bowls Club</b>	Councillor Phil Cohen	East Barnet	Improving playing green	3000 (revised from original estimate of £6,600)
<b>Longland Drive – Extension of Yellow Lines</b>	Councillor Caroline Stock	Totteridge	To extend yellow lines	TBC
<b>Provision of Yellow Lines on Chandos Avenue</b>	Councillor Stephen Sowerby	Oakleigh	I request Highways consider the provision of double yellow lines on Chandos Avenue either side of the junction with Well Grove, N20. Due to parking pressures on Chandos Avenue cars are parking right up to the junction with Well Grove which is dangerously affecting the sight lines of vehicles pulling out of the junction.	2000 (approx.)
<b>Request for Yellow Lines - The corners of St Johns Avenue and Friern Barnet Road.</b>	Councillor Pauline Coakley Webb		Exiting this road is difficult with the volume of traffic on Friern Barnet Road and vehicles parked up to the junction make sight lines very difficult . In addition the parallel road of Holyfield	TBC

<p><b>Yellow Lines - The right hand side of East Crescent at the junction with Beaconsfield Road N11</b></p>	<p>Councillor Reema Patel</p>		<p>Parked vehicles close to the corner impacts on sight lines to make a safe right turn, and vehicles approaching this junction often do so at speed , approaching what is a blind bend.</p>	<p>TBC</p>
<p><b>Installation of a bench outside Sainsburys in East Barnet Road EN 4</b></p>	<p>Councillor Laurie Williams</p>		<p>I am requesting that the Area Committee approve the installation of a bench outside Sainsburys in East Barnet Road EN 4</p>	<p>TBC</p>

## 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 [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.
- 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 At its meeting on 8 March 2017 the Community Leadership Committee received a report in relation to Area Committee Funding – Savings from non- Community Infrastructure Levy (CIL) budgets
- 2.8 Therefore this Committee is informed that it no longer has non-CIL funding Area Committee budget funding decision making powers.
- 2.9 Members are further informed that it has retained 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 from which it can award funds to Area Committee grant applications. Any allocation of funds will be assessed by Officers as outlined on page 2 of this report.

5.1.2 The Committee is able to award funding of up to £25,000 for Community Infrastructure Levy (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, Responsibility for Functions, Annex A details that the Policy & Resources Committee is responsible 'To allocate a budget, as appropriate, for Area Committees and agree a framework for governing how that budget may be spent'.

5.3.2 Council Constitution, Responsibility for Functions, Annex A details that the Area Committees 'Administer any local budget delegated from Policy and Resources Committee for these committees in accordance with the framework set by the Policy and Resources Committee'.

5.3.3 Council Constitution, Meeting Procedural Rules states that a Member (including Members appointed as substitutes by Council will be permitted to have one matter only (with no sub-items) on the agenda for a meeting of a Committee or Sub-Committee on which s/he serves. This rule does not apply to the Urgency Committee, Licensing Sub-Committees, Planning Committee and Area Planning Committees, except for the Planning Committee when that committee is considering planning policy matters. A referral from Full Council will not count as a Member's item for the purposes of this rule. The only exceptions to this rule are detailed in 6.4 and 6.5 below.

5.3.4 Council Constitution, Meeting Procedural Rules states that 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. Members' 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>