

Monday, 1 November 2021



**MID SUFFOLK DISTRICT COUNCIL**

**DECISIONS NOTICE**

**DECISIONS BY THE MID SUFFOLK CABINET  
CALL IN DEADLINE 5:00PM ON 10 November 2021**

The following decisions have been taken by the Cabinet and will come into effect on 11 November 2021 unless the call-in procedure is activated. For clarity, where an item is 'to be noted', 'received' or recommended to Council for a decision, this is deemed not to be a formal Executive decision and so the call-in provisions will not apply.

**MCa/21/25 COMMUNITY INFRASTRUCTURE LEVY (CIL) - CIL EXPENDITURE PROGRAMME NOVEMBER 2021**

It was **RESOLVED**: -

- 1.1 That the CIL Expenditure Programme (November 2021) and accompanying technical assessment of the CIL Bid – M21-03 and M19-06(forming Appendices, A and B) and which included decisions on these CIL Bid as follows be approved: -

**Ringfenced and Local Infrastructure Fund**

<b>CIL Bid, Location and Infrastructure Proposed</b>	<b>Amount of CIL Bid and total cost of the Infrastructure</b>	<b>Cabinet Decision</b>
<b>M21-03 ELMSWELL Elmswell Primary School increase from 315 to 420 places</b>	<b>Amount of CIL Bid £1,560,006.21  Total costs £2,224,884.50</b>	<b>Recommendation to Cabinet to approve CIL Bid M21-03 for £1,560,006.21, with £1,251,938.98 from the Ringfenced Fund and £308,067.23 from the Local Infrastructure Fund</b>

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**AMENDMENTS TO A PREVIOUS BID AGREED BY MID SUFFOLK CABINET ON 7th JUNE 2021**

<b>CIL Bid, Location and Infrastructure Proposed</b>	<b>Amount of CIL Bid and total cost of the Infrastructure</b>	<b>Cabinet Decision</b>
<b>M19-06</b>  <b>THURSTON</b>  <b>Additional Land and School/Community Facilities</b>	<b>Amount of CIL Bid (previously approved)</b>  <b>£1,069,841.00</b>  <b>Total costs</b>  <b>£1,169,703.00</b>	<b>Recommendation to Cabinet to approve the amendments to the previously agreed CIL bid as set out in this report – to remove the requirement for a Community User Agreement.</b>

- 1.2 That this CIL Expenditure Programme which included the position in respect of approved CIL Bids from Rounds 1, 2, 3, 4, 5, 6 and 7 (including Cabinet decisions in June 2021) - (Appendix A Section B) together with details of emerging infrastructure /CIL Bids (Appendix A Section C) be noted and endorsed.**

**REASON FOR DECISION**

Community Infrastructure Levy (CIL) monies have been collected since the implementation of CIL on the 11 April 2016. The CIL Expenditure Framework was originally adopted in April 2018 and reviewed with amendments adopted on the 18 March 2019, 20 April 2020 and 23 and 25 March 2021. The CIL Expenditure Framework requires the production of a CIL Expenditure Programme for each District which contains decisions for Cabinet to make or note on CIL Bids for CIL expenditure. These decisions relating to the expenditure of CIL monies form one of the ways in which necessary infrastructure supporting growth is delivered.

**Alternative Options Considered and Rejected:**

There is a diverse spectrum of approaches to CIL expenditure across the country from Unitary Authorities who have absorbed CIL into their individual Capital Programmes to others who ringfence all funds to be spent locally. A range of different approaches was identified in Appendix A of the Framework for CIL Expenditure report provided to Cabinet's on the 5<sup>th</sup> and 8<sup>th</sup> of February 2018 and discussed in full during the workshops with the Joint Member advisory panel. Members adopted the documents set out in paragraph 1.1 above by Council decision in April 2018 which were subsequently reviewed and adopted on the 19<sup>th</sup> March 2019 (Babergh) and 18<sup>th</sup> March 2019 (Mid Suffolk) and further reviewed and adopted by both Councils on the 20<sup>th</sup> April 2020 and 23<sup>rd</sup> March 2021 (Babergh) and 25<sup>th</sup> March 2021 (Mid Suffolk) respectively.

**Any Declarations of Interests Declared:** None

**Any Dispensation Granted:** None

## **MCa/21/26 INFRASTRUCTURE FUNDING STATEMENT FOR MID SUFFOLK DISTRICT COUNCIL APRIL 2020 - MARCH 2021**

**It was RESOLVED: -**

- 1.1 That Cabinet noted the content of the report and Appendices A and B and that the content of Appendices A and B be submitted to the Government as Mid Suffolk's Infrastructure Funding Statement.**
- 1.2 That the publication of the Infrastructure Funding Statement (Appendices A and B) on the Council's web site be approved.**

### **REASON FOR DECISION**

There are a number of different ways which Infrastructure is delivered following growth within each District. Community Infrastructure Levy (CIL) monies have been collected since the implementation of CIL on the 11<sup>th</sup> April 2016. The CIL Expenditure Framework was originally adopted in April 2018. It was reviewed with amendments; these were adopted on the 18<sup>th</sup> March 2019 and the 20<sup>th</sup> April 2020. This Framework requires the production of a CIL Expenditure Programme for each District at least twice a year containing decisions for Cabinet to make or note on CIL Bids for infrastructure. Section 106 monies are collected through the completion of legal agreements before planning permission is granted for development. These secure developer contributions or direct provision of infrastructure. These legal agreements control the amount of money to be received and the timing and nature of the infrastructure provision. Neighbourhood CIL is paid out twice a year by the 28<sup>th</sup> April and by the 28<sup>th</sup> October to all Parishes with the exception of Parish meetings where these monies are held by the Councils for us to work with those Parishes to devise and implement infrastructure proposals. All Parishes need to make a yearly return to each Council on the expenditure of their Neighbourhood CIL and this should be published on their Parish web site. As part of the evidence supporting the development of a Joint Local Plan an Infrastructure Delivery Plan has been produced which is being updated. All of these measures and where appropriate, decisions form ways in which necessary infrastructure supporting growth in the Districts are delivered /or prioritised for the benefit of our communities

### **Alternative Options Considered and Rejected:**

- 1.1** The need to produce an Infrastructure Funding Statement (IFS) is prescribed by legislation through changes to the CIL Legislation in September 2019. The Government have been working on a template for a digital response with an ability to input back office data and for each Council to submit this using existing software (for Babergh and Mid Suffolk -this would be via Exacom). It is understood that there are over 100 Local Authority users of Exacom in the country and the Ministry of Housing Communities and Local Government have been working alongside users to develop a digital template to complete the IFS each year. This is still being developed/tested and some Local Authorities produced their own IFS for 2019 (when there was no legal requirement to do so) using their own individual style/approach. Over time the content of these Infrastructure Funding Statements are likely to develop into a focused digital submission to the Government.
- 1.2** Our approach at this time is to submit Appendices A and B to the Government for our IFS for the year April 2020-March 2021 and if possible, for this information to be submitted digitally (using any provided template and Exacom) to meet the deadline of

the end of December 2021.

**Any Declarations of Interests Declared:** Councillor Richardson declared a local non-pecuniary interests as Ward Member for Thurston.

**Any Dispensation Granted:** None

## **MCa/21/27 FUNDING TO SUPPORT THE STRATEGIC PRIORITIES**

**It was RESOLVED: -**

- 1.1 That the proposed areas of expenditure, with a total value of £5.138m and as set out at paragraph 4.5 of this report, be agreed in principle.**
- 1.2 That authority be delegated to the relevant Assistant Director in consultation with the relevant Cabinet Member to finalise the detail of the programmes of work and to make minor amendments if required.**
- 1.3 That authority be delegated to the relevant Assistant Director in consultation with the relevant Cabinet Member and the Cabinet Member for Finance to agree the criteria for the allocation of new loans and grants.**

### **REASON FOR DECISION**

To enable the new and extended programmes of work to commence to support the delivery of the Council's strategic objectives.

**Alternative Options Considered and Rejected:**

**To rely on existing levels of core funding to deliver these strategies.**

**Any Declarations of Interests Declared:** Councillor Whitehead declared a local non-pecuniary interests as Director for Gateway 14 Ltd.

**Any Dispensation Granted:** None