

## BABERGH DISTRICT COUNCIL and MID SUFFOLK DISTRICT COUNCIL

<b>TO:</b> MSDC Council BDC Council	<b>REPORT NUMBER:</b> <b>MC/18/48</b>
<b>FROM:</b> Councillors Glen Horn and Nick Ridley, Cabinet Members for Planning	<b>DATE OF MEETING:</b> 18 March 2019 (MSDC) 19 March 2019 (BDC)
<b>OFFICER:</b> Christine Thurlow, Professional Lead Key Sites and Infrastructure	<b>KEY DECISION REF NO.</b> CNL25

### COMMUNITY INFRASTRUCTURE LEVY (CIL) – CIL EXPENDITURE FRAMEWORK REVIEW

#### 1. PURPOSE OF REPORT

- 1.1 The Community Infrastructure Levy (CIL) Expenditure Framework, the CIL Expenditure Framework Communications Strategy and the Timeline for Implementation and Review were all adopted by both Councils on the 24<sup>th</sup> April 2018 (Babergh) and 26<sup>th</sup> April 2018 (Mid Suffolk). (Background Documents refer)
- 1.2 In approving the scheme both Councils agreed that the CIL Expenditure Framework and the Communications Strategy would be reviewed after Bid round one had been completed and whilst Bid round two was in operation so that any amendments to the scheme would be considered by both Councils and be in place before Bid round three commenced (1<sup>st</sup> May - 31<sup>st</sup> May 2019). A timeline for the implementation of the scheme signalled the involvement of Overview and Scrutiny in late 2018. It was also agreed that the Joint Member Panel who informed the content of the CIL Expenditure Framework would remain to inform the CIL Expenditure Review process.
- 1.3 This Review process has taken place; the scope of which was as follows -
- A joint Meeting between SCC Members and Babergh and Mid Suffolk Members and Officers on the 9<sup>th</sup> November 2018 concerning the CIL Expenditure Framework and the forthcoming Review
  - A report to Overview and Scrutiny on the 19<sup>th</sup> November 2018 which also involved the attendance of three witnesses (Sally Reeves - Secretary to Stowupland Village Hall Management Committee, Clive Arthey - Ward Member and Member of the Joint Member Panel), and James Cutting - representing Suffolk County Council Education and Passenger Transport improvement Infrastructure provider
  - Stakeholder Engagement – consultation with stakeholders including Infrastructure providers, County and District Members and Parish Councils (affected by CIL Bids in Bid round one) and Community groups (affected by CIL Bids in Bid round one) during the period between 6 -20<sup>th</sup> November 2018.

- Captured feedback by the Infrastructure team including comments from the Communities team and Strategic Leisure Advisor together with conclusions drawn from operational issues following Bid round one.
- The involvement of the Joint Member Panel comprising the following Members Nick Ridley, Peter Patrick, Clive Arthey, Glen Horn, Gerard Brewster and Andrew Stringer. Joint Member Panel meetings took place on the 22<sup>nd</sup> November and the 6<sup>th</sup> and 13<sup>th</sup> December to discuss the scope of the Review and to discuss and agree outcomes taking into account the content of paragraph 1.3 of this report.

1.4 This report together with the attached appendices A, (amended CIL Expenditure Framework) B, (amended CIL Expenditure Communications Strategy) and C (Key CIL dates calendar) represent the conclusions and outcomes of the CIL Expenditure Review process. These will be discussed in the report under Key information (see below) and constitute the foundation for the key documents in the recommendations above.

1.5 Further considerations of the Joint Member Panel are set out in paragraph 4.4 below and the recommendations below include the need for a further CIL Expenditure Framework review (to be informed by the Joint Member Panel) whilst Bid round 4 is taking place so that any amended scheme is in place before Bid round 5 opens, In addition the production of replacement CIL Regulation 123 lists (if legislation changes or makes these obsolete) and the production of a yearly CIL calendar to provide clarity and certainty around CIL timescales and important CIL dates (see Appendix C).

## **2. OPTIONS CONSIDERED**

2.1 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

## **3.0 RECOMMENDATIONS**

3.1 That the detailed CIL Expenditure Framework (Appendix A), the CIL Expenditure Framework Communications Strategy (Appendix B) and the 2019 Key CIL Dates Calendar (Appendix C) be approved as recommended. (Appendices D and E comprise the CIL "Regulation 123 lists" and were approved in January 2016 and accompany the other documents for reference purposes only)

3.2 That the Joint Member Panel inform the next Review of the CIL Expenditure Framework within the timescales contained in paragraph 3.3 below and Appendix to this report.

3.3 That the following recommendations as suggested by the Joint Member Panel also be approved by Council: -

- Delegated authority to be given to the Assistant Director of Planning and Communities, in consultation with the Cabinet Member for Planning and the Cabinet Member for Communities, to produce a replacement for the Regulation 123 lists if these are altered/made obsolete /substituted by the Government in any new forthcoming legislation (together with any consequent changes to the key documents comprising Appendices A and B (to reflect any legislative change)
- The CIL Expenditure Framework should be reviewed again whilst Bid round 4 is being considered (October 2019 onwards) so that any amended scheme can be in place before Bid round 5 occurs (May 2020).
- Delegated authority to be given to the Assistant Director of Planning and Communities, in consultation with the Cabinet Member for Planning and the Cabinet Member for Communities for the production, any amendment of and publication (on the Web site) of a CIL calendar each year to provide certainty around the Bid round process and other important measures/events throughout the year. (Appendix C provides the proposed Key CIL dates calendar for 2019).

#### **REASON FOR DECISION**

Community Infrastructure Levy (CIL) monies have been collected since the implementation of CIL in April 2016. There is no prescribed way for Councils to decide upon the spend of money collected through CIL, so the Councils have to agree their own approach and review process.

#### **4.0 KEY INFORMATION**

4.1 All the information captured under paragraph 1.3 above has formed the substance of discussion by the Joint Member Panel at their meetings on the 22<sup>nd</sup> November 6<sup>th</sup> and 13<sup>th</sup> December. The recommendations of the Overview and Scrutiny meeting on the 19<sup>th</sup> November were also considered by the Joint Member Panel; the recommendations being: -

- That communities were made aware of upcoming CIL bidding rounds and the lengths of the bidding rounds and that consideration be made to extend the period of the bidding round.
- That clarification should be made if Parish clerks could charge a fee for administration costs when administering CIL.

4.2 The Joint Member Panel considered all the feedback from paragraph 1.3 and paragraph 4.1 above and have made the following suggestions for changes to the CIL Expenditure key documents as follows: -

#### **CIL EXPENDITURE FRAMEWORK**

##### **“Key Principles” – Key recommended changes**

- Ringfenced monies – will be held in a separate account
- Valid Bids only to be publicised on the web site (no publication of invalid Bids)

- No maintenance or repair costs or professional fees or contingency costs will be eligible
- No payment towards costs which have already been paid (ie claiming retrospectively) -except where school extensions are planned as part of a pupil placement creation which is a statutory function on the part of Suffolk County Council – these costs to include design and build costs and costs for the making of a planning application – see paragraph 3.1 of the CIL Expenditure Framework)
- Improvement or replacement of existing infrastructure (forming part of and /or complete must include additionality (some significant tangible betterment of the existing facility must be involved otherwise the works would be termed to be maintenance or repair and therefore not eligible under the CIL Expenditure Framework)

### **“Processes” - Key recommended changes**

- Three months of advance emails to Parishes and all Parishes, Infrastructure providers (copied to District Council Members) before the Bid rounds open to allow Bidders more notice about Bid rounds opening in May and October each year (in response to the Overview and Scrutiny recommendation)
- All interest accrued to CIL monies will be paid into the Strategic Infrastructure Fund (this is a financial accounting measure and is the only practical option)
- Approach to CIL expenditure should be to secure funds alongside any CIL Bids from external sources where appropriate (LEP government funding and other sources) and internal funding sources (s106 Community Grants and Locality funding where appropriate)
- The production and publication of bi annual CIL Business Plans for both Councils within 6 months of the Bid rounds opening
- Community Infrastructure Bids – three quotes to carry out the works will be required. These quotes must be offered to the Bidders and then submitted as part of the bids on the basis that the cost of the works will remain held and not vary for a 6-month period (so as to be sure that when CIL monies are offered the project can be completed for the costs of the works submitted)
- When Bids are made valid consultation will occur with the District Ward Member the Division County Councillor for the Ward affected and the Parish Council for that Bid (except where the Parish Council is the Bidder for the Infrastructure project). The Consultation will occur by email and 21 days will be allowed for the submission of comments. A copy of the CIL Bid application form and a location plan will be sent to the consultee. Infrastructure officers will carry out a site inspection and photographs will be taken.
- Where infrastructure being proposed also carries a dual use (such as education provision which would also be used by the community) the completion of a Community User Contract is required so that the community use can be guaranteed. (This will be a bespoke legal document designed to suit the circumstances of the CIL Bid case)

- Determination of especially important Local Infrastructure Fund or Strategic Infrastructure Fund CIL Bids by Cabinet or using delegated powers (requiring endorsement by Cabinet) can be determined in advance of the bi annual CIL Business Plan where appropriate/necessary.
- Infrastructure for Community use – a new Project Enquiry form has been devised to allow early advice and support to be given to Parishes and Community groups where projects are identified (whether for CIL or other forms of funding)
- Business Plan required dependant on size/scale of the project (see guidance documents – aimed at larger projects)
- Further amplification contained in the document relating to the criteria for Value for money (or Best Value) - to address the internal Audit of September 2018
- New CIL Bid application forms designed for community infrastructure projects both above and below the governance threshold of £10,000 to address different information requirements (for small/larger projects)
- New CIL Bid application forms for Passenger Transport and Improvement (shorter than before also recognizing and adapting the Framework such that three quotes are not required as there is a contractual framework agreement in place for delivery -which meets best value objectives)
- New CIL Bid application forms for Health facilities /proposals
- New CIL Bid forms for Education facilities proposals

## **CIL EXPENDITURE COMMUNICATION STRATEGY**

### **Key recommended changes**

- Delete yearly event for all Infrastructure providers and substitute with regular meetings with Infrastructure providers as needed to devise a programme of capital expenditure for Infrastructure with each provider
- Addition of three advance email communications instead of “Email communications” (to reflect the recommendation of Overview and Scrutiny on the 19<sup>th</sup> November 2018 and included for in Appendix C)
- In respect of consultation, the addition of the following words “the application form and a location plan in order to assist with the submission of a response. An officer site inspection will take place in respect of all CIL Bids when valid (where photographs will be taken)”
- Retain quotes in press statements for every Ward Member about successful projects except for the reporting of Business plan decisions (twice yearly) where quotes from the lead PFH for Planning will be used instead with other Ward Members affected being given the opportunity to submit a quote.

## **Further general changes and clarification suggested by the Joint Member Panel**

- 4.3 In response to the Joint Officer /Member meeting in November 2018 (see paragraph 1.3 above), it was agreed by the Joint Member Panel that where Infrastructure Providers (such as Suffolk County Council – SCC) submit Bids for either education projects or bus passenger transport improvement proposals there will be no need to submit three quotes as SCC as an Infrastructure provider has a contractual framework agreement in place which ensures that the project will achieve Best value and thereby meet Best value objectives. With regard to Bids for school extensions and education facilities (that are Regulation 123 list compliant), the Infrastructure provider must pay for feasibility studies and planning application costs prior to the CIL Bid being made. Once any such Education CIL Bids are submitted these costs can then be included in the overall cost of any project to be agreed (so these costs are recovered by SCC as part of the agreed project).
- 4.4 The Joint Member Panel were aware that there could be legislation changes around the “Regulation 123 lists” following the Governments Consultation “Reforming Developer Contributions”. They also considered that the issue of a yearly CIL calendar containing Key dates for the year would provide clarity and certainty about forthcoming events and the CIL process. Furthermore, with the production of an Infrastructure Delivery Plan alongside the Joint Local Plan, it is anticipated that infrastructure priorities will be articulated and may well change and the CIL Expenditure may need to be reviewed again to address these changing priorities. The Joint Member Panel indicated that this further review should take place at the same time as Bid round four and any changes be adopted and in place before Bid round five occurs (May 2020). The Joint Member Panel agreed they wished to remain to inform this Review. As such the Joint Member Panel agreed the following (which form additional recommendations - see paragraphs 3.2 and 3.3 above):
- Suggest delegated authority be given to the Assistant Director Planning and Communities, in consultation with the Cabinet Member for Planning and the Cabinet Member for Communities to produce a replacement for the Regulation 123 lists if these are altered amended or made obsolete by the Government in any new forthcoming legislation (together with any consequent changes to the key documents comprising Appendices A and B (to reflect any legislative change)
  - The CIL Expenditure Framework should be reviewed again (by the Joint Member Panel) whilst Bid round 4 is being considered (October 2019 onwards) so that any amended CIL Expenditure Framework can be in place before Bid round 5 occurs (May 2020).
  - Suggest delegated authority be given to the Assistant Director of Planning and Communities, in consultation with the Cabinet Member for Planning and the Cabinet Member for Communities, for the production and publication on the Web site) of a yearly CIL Key dates calendar to provide certainty around the Bid round process and other important measures /events throughout the year (including neighbourhood pay outs to Parishes. (Appendix C constitutes the key CIL dates for 2019).
- 4.5 The only other changes to the Key documents are clarification points only and all these and above changes are included in a table at the back of each document (Appendices A and B) so that all changes can be tracked against the original documents.

- 4.6 The Joint Member Panel did not recommend any changes to the threshold for the Governance of CIL Bid determination and all CIL Bids of £10,000 and above will continue to be referred to Cabinet for a Cabinet decision. All decisions on CIL Bids with costs below this threshold will continue to be delegated to the Assistant Director of Planning and Communities to decide but included in the CIL Business Plan for Cabinet to note.
- 4.7 The Joint Member Panel considered all the recommendations of Overview and Scrutiny from the meeting on the 19<sup>th</sup> November. Whilst they agreed to more advance notification of forthcoming CIL Bid rounds, the Joint Member Panel considered that there would be little benefit in elongating the Bid round window particularly as this would reduce the assessment period for CIL Bids which would not be practical.
- 4.8 Despite the Councils retaining 5% of all monies received for administration of the system this does not pay for all administrative costs; as such there is no surplus. Other remaining CIL 123 monies must be spent on infrastructure. As such there is no opportunity for Parish Clerks to charge the Councils for making CIL Bids and consequently this recommendation by Overview and Scrutiny could not be taken forward.

## **5.0 LINKS TO JOINT STRATEGIC PLAN**

- 5.1 The effective spending of CIL Monies will contribute to all the three priority areas that Councillors identified in the Joint Strategic Plan. Economy and Environment Housing and Strong and Healthy Communities.

## **6.0 FINANCIAL IMPLICATIONS**

- 6.1 The adopted CIL Expenditure Framework is critical to the funding of infrastructure to support inclusive growth and sustainable development.
- 6.2 The CIL Regulations stipulate that CIL monies which are collected must be spent on Infrastructure. Each Council is required to publish a list of infrastructure that they will put the CIL towards. These lists, known as the "Regulation 123 lists", were adopted and published in January 2016. These documents are slightly different for both Councils.
- 6.3 CIL is collected and allocated in accordance with the CIL Regulations 2010 (as amended). Each Council retains up to 5% of the total CIL income for administration of CIL. From the remainder, 15% (capped at £100 per Council Tax dwelling) is allocated to Parish or Town Councils but where there is a Neighbourhood Plan in place this figure rises to 25% (with no cap). For those parishes where there is no Parish or Town Council in place the Council retains the monies and spends the CIL Neighbourhood funds through consultation with the Parish.
- 6.4 At the time that the Parish pay-outs are made, the 20% save for Strategic Infrastructure fund is also undertaken as required by the CIL Expenditure Framework. The Strategic Infrastructure Fund money is stored separately to the Local Infrastructure Fund at this point. At the same time the ringfencing of CIL monies (for developments of ten houses or more occurs. As this accounting requires Finance to verify the figures, daily accounting in this way would be too cumbersome and resource hungry to carry out.

There is no adverse impact on the Bid Round process or cycle to this method of accounting. Indeed, these dates work well with the Bid round process.

6.5 The remaining 80% of the CIL 123 monies comprises the Local Infrastructure Fund from which the available funds for expenditure against the Bid round are calculated. Within the CIL Expenditure Framework infrastructure provision for major housing developments is prioritised and ringfenced for spend (required by Infrastructure providers for key infrastructure) against these housing projects. In this way housing growth occurring within the Districts is supported by infrastructure provision.

6.6 The remaining monies are known as “**available funds**” and it is these (together with Bids for allocated funds if any are submitted) that can be spent against according to the Bid round process.

6.7 This is as follows (from the Local Infrastructure Fund) for Babergh: -

Expenditure	Total	2017/18	2018/19	2019/20
CIL Expenditure “Available Funds” in Bid Round 1		N/A	£375,809.41	N/A
Total Expenditure in Bid Round 1		N/A	£75,217.49	N/A
Amount carried forward to Bid Round 2		N/A	£300,591.92	N/A
Total ringfenced funds for priority housing schemes (at 30/9/18)		N/A	£301,169.50	N/A
CIL Expenditure “Available Funds” in Bid Round 2		N/A	£521,715.95	N/A
Total Expenditure in Bid Round2 (Strategic Infrastructure Fund only)		N/A	£100,000.00	N/A
Total Expenditure in Bid Round 2 (Local Infrastructure Fund)		N/A	£241,986.99	N/A
Amount carried forward to Bid Round 3		N/A	£279,728.96	N/A

6.8 This is as follows (from the Local Infrastructure Fund) for Mid Suffolk: -

Expenditure	Total	2017/18	2018/19	2019/20
CIL Expenditure “Available Funds” in Bid Round 1		N/A	£425,699.64	N/A
Total Expenditure in Bid Round 1		N/A	£156,979.84	N/A
Amount carried forward to Bid Round 2		N/A	£268,719.80	N/A
Total ringfenced funds for priority housing schemes (at 30/9/18)		N/A	£515,174.18	N/A
CIL Expenditure “Available Funds” in Bid Round 2		N/A	£712,151.04	N/A
Total Expenditure in Bid Round 2 (Local Infrastructure Fund only)		N/A	£78,938.50	N/A
Amount carried forward to Bid Round 3		N/A	£633,194.54	N/A

## 7.0 LEGAL IMPLICATIONS

- 7.1 Both the original and amended detailed framework for CIL expenditure is legally sound and robust and was designed including a legal representative from the Councils Shared Legal Service (who also attended each of the Joint Member workshop sessions. This representative agreed the adopted CIL Expenditure Framework documents (prior to consideration by Cabinet and Council of both Districts) in April 2018 and the amendments which are the subject of this Council report.
- 7.2 Both Councils CIL Business Plans where decisions were made on submitted Bids in both Bid rounds one and two were endorsed as being sound and legally compliant by the Councils Shared Legal Service

## 8.0 RISK MANAGEMENT

- 8.1 This report is most closely linked with the Strategic Risk 1d – Housing Delivery. If we do not secure satisfactory investment in infrastructure (schools, health, public transport improvements etc) then development is stifled and /or unsustainable.
- 8.2 Key risks are set out below:

Risk Description	Likelihood	Impact	Mitigation Measures
<p>Failure to allocate expenditure such that if we do not secure investment in infrastructure (schools, health, public transport improvements etc.), then development is stifled and/or unsustainable.</p> <p>Current Risk Score: 6</p>	Unlikely (2)	Bad (3)	Adopted Community Infrastructure Levy (CIL), secures investment on infrastructure via the planning process (which includes S106). Creating the Infrastructure Delivery Plan as part of the Strategic Plan, Joint Local Plan with associated Infrastructure Strategy and Infrastructure Delivery Plan will ensure that infrastructure across both Councils is addressed, New Anglia LEP Economic Strategy, draft created together with the Councils Open for Business Strategy.
<p>Failure to produce a yearly Regulation 62 report would result in non-compliance with the CIL Regulations 2010 (as amended) and may mean that Members and the public are not aware of CIL income and expenditure activities.</p>	Highly Unlikely (1)	Noticeable /Minor (2)	The Infrastructure Team produces the report which is checked and verified by Financial services/open to review by External Audit. Reminders are set to ensure the report is published by the statutory date. The format of the Regulation 62 Monitoring report is laid out in the CIL Regulations, so there is no risk in relation to the way the information is presented

Risk Description	Likelihood	Impact	Mitigation Measures
Failure to monitor expenditure such that CIL expenditure is not effective.	Unlikely (2)	Bad (3)	The software which supports CIL collection will be used to support CIL expenditure. In addition, it is envisaged that a yearly CIL Business plan (with a 6-month update) will be produced which will include details of all allocated and proposed CIL expenditure and this together with the software will be used for effective monitoring.
If too high a value is allocated into the Strategic 123 CIL Fund, there is a risk that there would be insufficient Local 123 CIL Funding available to deliver the infrastructure required to mitigate the harm, thereby ensuring sustainable development.	Unlikely (2)	Bad (3)	The Infrastructure Team will continue to monitor all allocations of Regulation 123 CIL Funds and the CIL Expenditure Framework review will include this risk as a key element of the review to ensure the level set remains appropriate.
If 25% Neighbourhood CIL is automatically allocated to any Parish/Town councils where there is no Neighbourhood Plan in place, there is a risk that there would be insufficient 123 CIL Funding to allocate to the Strategic 123 CIL Fund and also the risk that there would be insufficient Local 123 CIL Funding available to deliver the infrastructure required to mitigate the harm, thereby ensuring sustainable development.	Unlikely (2)	Bad (3)	The Infrastructure Team will continue to monitor all allocations of Neighbourhood CIL and Regulation 123 CIL Funds. The CIL Expenditure Framework review will include this risk as a key element of the review to ensure allocations of CIL remain appropriate and projects to make development sustainable are able to be delivered.

<b>Risk Description</b>	<b>Likelihood</b>	<b>Impact</b>	<b>Mitigation Measures</b>
If commencements of major housing developments were not correctly monitored or the incorrect apportionment of CIL 123 monies were to occur such that monies could not be allocated towards major housing developments, inadequate infrastructure provision would result.	Unlikely (2)	Disaster (4)	The Infrastructure Team will continue to monitor all commencements of development through the service of the required Commencement Notice by developers such that correct apportionment of 123 CIL Funds can be undertaken. The CIL Expenditure Framework review will include this risk as a key element of the review to ensure allocations of CIL remain appropriate and projects to make development sustainable are able to be delivered.

- 8.3 In September 2016 Internal Audit issued a report in relation to CIL governance processes. The Audit Opinion was High Standard and no recommendations for improvement to systems and processes were made
- 8.4 On the 18<sup>th</sup> December 2017 Joint Overview and Scrutiny received a fact sheet on collection and current thinking on CIL expenditure and questions were answered in relation to it. Members of that Committee were advised of the route map towards getting a framework for CIL expenditure formally considered. The resulting joint CIL Expenditure Framework, the CIL Expenditure Communications Strategy and the Timeline for the Expenditure of CIL and its Review were adopted by both Councils on the 24<sup>th</sup> April 2018 (Babergh) and 26<sup>th</sup> April 2018 (Mid Suffolk).
- 8.5 In May 2018 the results of an investigation by Internal Audit on behalf of the Assistant Director Planning and Communities were produced following complaints regarding the CIL process in place for Babergh and Mid Suffolk. The investigation concluded the service was operating at a high standard.
- 8.6 In September 2018 Internal Audit conducted a review of CIL processes and released a written report. It contains a Substantial Assurance audit opinion (with two good practice points needing to be addressed relating to further clarification of “best value” (one of the criteria for assessing CIL Bids) and storage of all electronic communication. Both these matters have been addressed; the first including further explanation about Best Value in Appendix A). The second point has been addressed through resource adjustments.
- 8.7 Within the Review process, information was captured from a wide array of sources and all feedback was shared with the Joint Member Panel including the recommendations of Overview and Scrutiny who met to discuss and review the operation of the CIL Expenditure Framework on the 19<sup>th</sup> November 2018. Their recommendations were considered as part of the CIL Expenditure Review process by the Joint Member Panel.
- 8.8 A representative from Internal Audit was invited to attend the Joint Member Panel sessions arranged for November and December 2018 to inform the CIL Expenditure Review to offer the opportunity for ongoing scrutiny in risk terms.

Where this was not possible, meetings were held to update that representative after each Joint Member Panel meeting so that the representative was properly briefed and thereby afforded the opportunity to challenge outcomes.

## 9.0 CONSULTATIONS

9.1 The amended CIL Expenditure Communications Strategy continues the requirement for both Councils to consult the following bodies or organisations (for a period of 21 days) where Valid Bids for their Wards or Parish have been submitted: -

- Division County Councillor
- District Member(s)
- Parish Council

9.2 Where appropriate as part of the CIL process and assessment of the Bids, Officers have also taken advice from other Officers within the Council; including the Communities team and the Strategic Leisure Advisor.

9.3 Regular Parish events (including Parish Liaison) and Member briefings will continue to be held to familiarise all with the CIL Expenditure Framework and how we can continue to work together to provide infrastructure for the benefit of our communities.

## 10. EQUALITY ANALYSIS

10.1 Please see attached screening report

## 11. ENVIRONMENTAL IMPLICATIONS

11.1 It is important that appropriate infrastructure mitigates harm which could be caused by new development without its provision. CIL is one way in which infrastructure is provided. The CIL Expenditure Framework requires two Bid rounds per year supported by the provision of a Business Plan for each Bid round and Council report. The Bi annual CIL Expenditure Business Plan for Babergh and Mid Suffolk contains the CIL Bid decisions for each Bid round. There is no EIA Assessment required.

## 12. APPENDICES

Title	Location
(A) Amended CIL Expenditure Framework – March 2019	Attached
(B) Amended CIL Expenditure Framework Communications Strategy – March 2019	Attached
(C) 2019 Key Dates for CIL Calendar	Attached
(D) Babergh District Councils adopted CIL “Regulation 123 “list.	Attached
(E) Mid Suffolk District Councils adopted CIL “Regulation 123 “list.	Attached
(F) EQIA Screening	Attached

### 13. BACKGROUND DOCUMENTS

13.1 The CIL Expenditure Framework, the CIL Expenditure Framework Communications Strategy and the Regulation 123 List for Babergh and Mid Suffolk together with the Timetable for the implementation of the CIL Expenditure Framework and Review constitute background papers for this report. These were adopted by Mid Suffolk on the 26<sup>th</sup> April 2018. Also referred to are the Cabinet Reports and CIL Business Plans for both Babergh and Mid Suffolk. These are as follows: -

- The CIL Expenditure Framework:

<https://baberghmidsuffolk.moderngov.co.uk/documents/s9921/CIL%20Appendix%20A.pdf>

- The CIL Expenditure Framework Communications Strategy:

<https://baberghmidsuffolk.moderngov.co.uk/documents/s9922/CIL%20Appendix%20B.pdf>

- The Regulation 123 List for Mid Suffolk

<https://baberghmidsuffolk.moderngov.co.uk/documents/s9924/CIL%20Appendix%20D.pdf>

- The Regulation 123 List for Babergh

<https://baberghmidsuffolk.moderngov.co.uk/documents/s9849/CIL%20Appendix%20C.pdf>

- The Timetable for the implementation of the CIL Expenditure Framework and Review

<https://baberghmidsuffolk.moderngov.co.uk/documents/s9925/CIL%20Appendix%20E.pdf>

- Report to Joint Overview and Scrutiny – 19<sup>th</sup> November 2018

<https://baberghmidsuffolk.moderngov.co.uk/documents/s12456/Joint%20Overview%20and%20Scrutiny%20report%20-%20CIL%20Expenditure%20amended%20versio%202.pdf>

- The Cabinet report for Babergh for CIL Expenditure CIL Bid round 1 – 13<sup>th</sup> September 2018

<https://baberghmidsuffolk.moderngov.co.uk/documents/s11665/BCa1833%20-%20Report.pdf>

- The CIL Expenditure Business Plan for Babergh CIL Bid round 1

<https://baberghmidsuffolk.moderngov.co.uk/documents/s11666/Appendix%20A.pdf>

- The Cabinet report for Mid Suffolk for CIL Expenditure CIL Bid round 1 – 10<sup>th</sup> September 2018

<https://baberghmidsuffolk.moderngov.co.uk/documents/s11620/MCa1829.pdf>

- The CIL Expenditure Business Plan for Mid Suffolk CIL Bid round1

<https://baberghmidsuffolk.moderngov.co.uk/documents/s11621/Appendix%20A.pdf>

Authorship: Christine Thurlow  
Professional Lead Key Sites and Infrastructure

Tel Number 07702996261

Email [christine.thurlow@baberghmidsuffolk.gov.uk](mailto:christine.thurlow@baberghmidsuffolk.gov.uk)