

## **INFRASTRUCTURE FUNDING STATEMENT 2019/2020**

### **1 Introduction**

- 1.1 EDC has previously published details of developer contributions received via s106 agreements, and the use of such funds to support the delivery of local infrastructure.
- 1.2 Since the last report, in April 2019, there have been changes to legislation, namely The Community Infrastructure Levy (Amendment) (England) (No2.) Regulations 2019. These regulations require local planning authorities to publish an annual Infrastructure Funding Statement (IFS). The statement must be published by 31<sup>st</sup> December each calendar year and contain the following information: -
- (a) a statement of the infrastructure projects or types of infrastructure which the charging authority intends will be, or may be, wholly or partly funded by CIL (other than CIL to which regulation 59E or 59F applies) (“the infrastructure list”);
  - (b) a report about CIL, in relation to the previous financial year (“the reported year”), which includes the matters specified in paragraph 1 of Schedule 2 (“CIL report”);
  - (c) a report about planning obligations, in relation to the reported year, which includes the matters specified in paragraph 3 of Schedule 2 and may include the matters specified in paragraph 4 of that Schedule (“section 106 report”).
- 1.3 A Community Infrastructure Levy (CIL) is in place within the Dartford Borough, there is no such levy covering Gravesham. However, where developments are liable to pay CIL within the EDC area (i.e. new applications falling within the Dartford Council area), Dartford Council is the charging and collecting authority. EDC monitors the CIL payments made to DBC and the Chief Planner sits on the Leaders Advisory Group, which discusses priorities and projects. However, EDC is not required to publish data in relation to items (a) and (b) above.
- 1.4 This paper therefore relates to item (c) and the ‘Section 106 report’. Most planning permissions granted across the Garden City are subject to a S106 agreement. This is primarily due to the more historic consents being granted before CIL was introduced in Dartford in 2014 or because the permissions lie within the Gravesham Borough Council area.
- 1.5 Section 106 of the Town & Country Planning Act 1990 provides that anyone with an interest in land may enter into a planning obligation, which is enforceable by a local planning authority. An obligation may be created by agreement or by the party with an interest in the land making a unilateral undertaking.

- 1.6 Obligations may:
- Restrict the development or use of land
  - Require operations to be carried out in, on, under or over the land
  - Require the land to be used in any specified way; or
  - Require payments to be made to the local planning authority, either in a single sum or periodically
- 1.7 A planning obligation may only constitute reason for granting planning permission if it is:
- Necessary to make the development acceptable in planning terms.
  - Directly related to the development; and
  - Fairly and reasonable related in scale and kind to the development.
- 1.8 S106 agreements are used to mitigate the impacts of development and ensure that local policy requirements are fully met. S106 obligations include the following:
- Site specific financial contributions - these are secured and must be used for defined purposes: for instance, the provision of education facilities, traffic and transport/highways related works, open space provisions and affordable housing contributions (where accepted in lieu of on-site provision);
  - Provision of on-site affordable housing;
  - Non-financial obligations, including requirements such as employment and skills strategies, construction management plans and travel plans.

## 2 Information and analysis

- 2.1 This report is submitted for information and enables the EDC Board to monitor the work regarding S106 contributions, and in addition provides a transparent view of current income, expenditure and projects S106 funds have been applied to, including those transferred to external bodies for spend.
- 2.2 Table 1 below outlines the income received by EDC between April 2019 and December 2020.

Contribution Type	Amount
Strategic Access Management and Mitigation Strategy (SAMMS)	£84,256.71
Off-Site Affordable Housing	£889,659.13
Off-Site Transport	£4,235,868.74
Air Quality	£48,688.11
Fastrack	£122,806.07
Vertical Connection	£25,394.60
Street Trees	£4,932.00
Allotments	£15,379.99
Healthcare	£132,883.11
Sports Facilities	£171,470.68
<b>TOTAL:</b>	<b>£ 5,731,339.14</b>

2.3 Table 2 below outlines the funding that has been spent by EDC between April 2019 and December 2020 including where funds have been passed to local authority partners. This funding consists of some contributions that were received before April 2019.

Paid to/Spent by	Contribution Type	Project/Purpose	Amount
KCC	Off-Site Transport	STIPS Programme	£1,846,594.90
DBC	Off-Site Affordable Housing	Towards supporting the delivery of affordable housing within the Dartford Borough	£610,580.53
	Air Quality	Project to be defined	£42,593.41
GBC	Air Quality	Project to be defined	£6,094.70
MEDWAY	Strategic Access Management and Mitigation Strategy (SAMMS)	Bird Wise	£45,692.92
EDC	Off-Site Transport	Utilised in EDC accounts for A2 project	£2,034,556.30
<b>TOTAL:</b>			<b>£4,586,112.76</b>

2.4 Table 3 below outlines the current developer contributions held by EDC and the projects they are intended to be used for.

Contribution Type	Project/Purpose	Amount
Strategic Access Management and Mitigation Strategy (SAMMS)	Bird Wise project	£45,848.79
Off-Site Affordable Housing	Supporting the delivery of affordable housing within the Dartford Borough	£279,078.60
Off-Site Transport	STIPS Programme	£354,717.54
Off-Site Signage	To support wayfinding to/from Ebbsfleet Green	£10,457.67
Fastrack	For fastrack connections between Northfleet Riverside and Gravesend Town Centre	£275,747.03
Vertical Connection	To explore the feasibility of a vertical connection at Northfleet East	£25,394.60
Street Trees	Tree planting in Ebbsfleet – location to be confirmed	£4,932.00
Allotments	To provide or enhance allotments at existing sites in Northfleet	£15,379.99
Healthcare	For healthcare facilities in the Ebbsfleet area such as the HEIQ	£132,883.11
Sports Facilities	Upgrade of playing pitch within new Primary School at Northfleet East	£171,470.68
<b>TOTAL:</b>		<b>£1,315,910.01</b>

2.5 Table 4 contains the developer contributions secured in new S106 agreements or unilateral undertakings between April 2019 and December 2020.

Development Site	Contribution Type	Amount
Ebbsfleet Green Phase 4	Strategic Access Management and Mitigation Strategy (SAMMS)	£2,177.21
Junction of Lawn Road/High Street, Northfleet	SAMMS	£1,502.34
Berkeley Housing Factory	Street Trees	£4,392.00
Northfleet Industrial Estate	Air Quality mitigation	£9,600.00
<b>TOTAL:</b>		<b>£17,671.55</b>

- 2.6 The majority of S106 contributions from Ebbsfleet sites is collected by EDC. However KCC invoices for certain contributions on Ebbsfleet Green. These relate to county functions such as youth services, adult social care and libraries. KCC must spend these funds in the Ebbsfleet area to mitigate the impact of the development to which it relates.
- 2.7 Developer contributions is a standing item discussed at the Planning Liaison Group, attended by DBC, GBC and KCC. EDC will continue to work with Local Authority partners with regards unspent contributions held by any party to ensure infrastructure is delivered in timely manner.
- 2.8 S106 funding is only part of the way infrastructure is delivered within Ebbsfleet. Due to the size of many of the developments, infrastructure is being delivered by developers directly rather than via payments in lieu. One example of this can be seen at Springhead School which opened in September 2020.

Springhead 2FE Primary School

