# Community Infrastructure Levy

# Preliminary Draft Charging Schedule



	How to comment	2
	Executive Summary	3
In	troduction	
1	Introduction	4
2	Who will pay CIL?	7
3	What will CIL be spent on?	8
4	How will the levy be collected?	9
E	vidence Base	
5	Evidence Base	10
6	Viability Assessment	11
TI	he Preliminary Draft Charging Schedule	
7	The Preliminary Draft Charging Schedule	12
N	ext Steps	
8	Next Steps	14
A	nnexe	
A	CIL Draft Payments by Instalments Policy	15
В	Draft Regulation 123 List	17

#### How to comment

This consultation on the Preliminary Draft Charging Schedule is the first stage in preparing a CIL Charging Schedule. All responses will be considered before a draft Charging Schedule is prepared for further consultation and independent examination.

Where possible we prefer that comments are made via the consultation portal, as this is the quickest and easiest way of responding.

Representation forms can also be emailed to: planningpolicy@chichester.gov.uk

Alternatively, you can post your comments to:

CIL Preliminary Draft Charging Schedule Planning Policy Chichester District Council East Pallant House East Pallant Chichester PO19 1TY

For any queries, please call the Planning Policy Team on 01243 534571.

This document is published for a consultation period starting on 17th March 2014 at 9.00am and closing on 23rd April 2014 at 5.00pm.

Please note that comments received cannot be treated as confidential as all comments must be publicly available in accordance with government regulations.

4	
$\Xi$	
201	
Ч	
5	
<u>a</u>	
2	
1	
=	
ಕ	
Φ	
등	
Ø	
ō	
·⊑	
2	
മ	
$\ddot{\circ}$	
ā	
۵	
>	
Jar	
ij	
⊱	
░	
_	
Δ.	
\$	
e	
(h)	
¥	
됐	
ĭ	
뇄	
ä	
£	
_	
≥	
<u> </u>	
₫	
۲	
Ĕ	
K	
ပိ	
$\overline{}$	
ncil Co	
$\overline{}$	
istrict Council (	
$\overline{}$	
istrict Council (	
istrict Council (	
istrict Council (	
ester District Council (	
ester District Council (	
ichester District Council (	
ichester District Council (	
ichester District Council (	
ichester District Council (	
ichester District Council (	

	CIL Rate x Chargeable Floor Area x BCIS Tender Price Index (at Date of Planning Permission)  BCIS Tender Price Index (at Date of Charging Schedule)  The Chargeable Floor Area makes allowance for previous development on the site. The net chargeable floor area amounts to the gross internal area of the chargeable development less the gross internal area of any existing buildings that qualify for exemption on the site.
Further Information	Further information relating to the CIL and the evidence base are available to view on the Council's website:  www.chichester.gov.uk/cil

**Charging Authority** 

Evidence base

Rates (£m²) at

**Charging Area** 

How will the

be calculated

chargeable amount

Chargeable

which CIL is to be

**Chichester District Council** 

<u>Infrastructure Delivery Plan 2014-2029</u>

development).

Policies)

of this schedule.

calculated as:

1.1 of this schedule.

The development of the Preliminary Draft Charging Schedule has

<u>Chichester District Viability Assessment</u> October 2013 prepared by Peter Brett Associates. (This contains a series of appraisals that have been undertaken to test the viability of different types of

(This was developed by Chichester District Council, with assistance from a range of infrastructure providers and West Sussex County Council alongside preparation of the Chichester Local Plan: Key

CIL will be charged in pounds sterling (£) per square metre at different

rates according to the type of development as set out in Table 7.1

(Residential) and 2 (Commercial) and 3 (Student Accommodation)

The charging area to which CIL will be applied is illustrated on Map

The District Council will calculate the amount of CIL chargeable to

a qualifying development utilising the formula set out in Part 5 of the

CIL Regulations. In summary the amount of CIL Chargeable will be

been informed by a number of pieces of evidence, including:

1.1 This consultation document represents the first stage in setting the Community Infrastructure Levy (CIL) for the area covered by the Chichester Local Plan. It sets out the general principles of CIL, the background to the charging schedule and a summary of the methodology used to arrive at the proposed rates. (It does not cover the part of the district within the South Downs National Park because the South Downs National Park Authority will prepare its own CIL schedule).

### What is the Community Infrastructure Levy?

- 1.2 The Community Infrastructure Levy (CIL) is a new tariff which will allow funds to be raised from new building development projects in the area covered by the Chichester District Local Plan. The finance raised will help to fund a wide range of infrastructure to support development across the Council's area. CIL is intended to supplement rather than replace other funding streams, and to provide infrastructure alongside residential and commercial development. Charges are meant to help fund new, or upgrade existing infrastructure to support growth. It cannot be raised in order to cover the cost of existing deficiencies.
- 1.3 CIL was introduced through Part 11 of the Planning Act 2008 and the CIL Regulations 2010, which came into force in May 2010 (now amended by the CIL Amendment Regulations 2011, 2012, 2013 and 2014).
- 1.4 Policy 9 of the Draft Local Plan Key Policies Preferred Approach March 2013 provides the basis for the collection of developer contributions and the provision of on-site infrastructure associated with new development through the Community Infrastructure Levy. S106 obligations will be limited to affordable housing and site specific mitigation measures which are required to make a development acceptable.

#### Purpose of this document

1.5 This Preliminary Draft Charging Schedule is produced for consultation as the first stage in setting CIL in Chichester District. The consultation document provides the first opportunity to comment on the proposed charges. The document is published for consultation under Regulation 15 of the CIL Regs 2010 (as amended). The Council will take into account any comments made on this document before making any necessary amendments and then publishing a Draft Charging Schedule for further consideration and examination (see Next Steps -Section 8).

#### Reasons for implementing a CIL

1.6 The levy is a fixed, non-negotiable charge relative to the size and type of the chargeable development. As such, it is expected that the levy will give developers more certainty over costs and to give councils and communities more choice and flexibility in how infrastructure is funded. The CIL (Amendment) Regulations 2013 state that 25% of CIL funds collected from a development will be passed directly to the parish council in which the site is located, if there is an adopted Neighbourhood Plan in place. The amount is reduced to 15% (capped at £100 per existing council tax dwelling per year) in areas without an adopted Neighbourhood Plan. The funds are to be spent on infrastructure projects of their choice.

- 1.7 Section 106 Agreements are currently the main means by which new developments fund infrastructure. However, from April 2015, the regulations mean that S106 obligations cannot pool infrastructure contributions from more than 5 obligations, and CIL will be the main mechanism for delivering off-site community infrastructure from developer contributions. Although CIL will become the main mechanism for collecting financial contributions from development, Section 106 obligations will still be used to deliver affordable housing and certain site-specific infrastructure needs and mitigation measures. In addition, Section 278 agreements will still be used to secure highway improvements to mitigate the impact of new development.
- **1.8** A further benefit is that the levy, expressed as a rate of pounds per square metre, will be charged on most new developments that involve a net increase in floorspace (100m²). As such, there is expected to be an increase in total funding that would arise from the application of the levy to many more developments than are currently made the subject of planning obligations.

#### **Charging Area**

- 1.9 The charging area covers all of Chichester District with the exception of the area within the South Downs National Park. The National Park Authority is a local planning authority in its own right, although at present it has a delegation agreement with the District Council to determine planning applications in the parts of Chichester which lie within the Park.
- 1.10 The South Downs National Park Authority will be the charging authority for CIL in the part of the District within the National Park once it has its own CIL in place. Until the National Park CIL is in place, the District Council will continue to collect Section 106 contributions from any development in the National Park under the delegation agreement. The Chichester District CIL rates therefore only apply to the areas of the District outside of the National Park where the District Council is the charging authority.

Waverley BORDON Head Standford Grayswood HASLEMERE EALD Hawkle Northeh **East Hampshire** Milland Horsham Pulborough Wiggonholt Greatham 0 Finchdea wlands Castle Madehurst dhampton HAVANT ARUNDEL an Havantort Eastergate Ba**Arun** LITTLEHAMPTON South H **BOGNOR REGIS** North of National Park East Wittering South of National Park 0 PORTSMOUTH to Local Authority 32 hrs Boundary 6-7 hrs Guernsey Jersey 0 Selsey 10 hrs 11**4**rs South Downs Le Havre SELSEY BILL National Park Santande Kilometers Boundary St Malo Contains Ordnance Survey data © Crown copyright and database right 2013

**Map 1.1 Charging Areas** 

- 2.1 Subject to viability considerations CIL can be levied on most types of new building development projects to ensure that a significant amount of new development contributes towards the provision or enhancement of the infrastructure it relies upon. It will apply to most buildings that people normally use and where more than 100 square metres of floorspace (net) or a new dwelling is created (even if it is less than 100 square metres).
- **2.2** There will be no CIL charge for change of use applications unless additional floorspace is created, as well as no charge for the sub-division of existing dwellings. The CIL regulations also make other exemptions and CIL is not payable on the following:
- Structures into which people do not go, or go only intermittently for the purpose of maintaining or inspecting machinery.
- \*Social (affordable) housing.
- Redevelopment that does not result in a net increase in floorspace.
- Development for charitable purposes.
- Self-build homes
- Residential extensions and free standing 'residential annexes' within the grounds of existing homes.

\*Social housing relief applies to most social rented (including intermediate rented) and low cost home ownership dwellings. Regulation 49 or 49A (as amended by the 2014 Regulations) sets out the conditions to which social housing relief applies.

When applying for relief, a claimant must provide evidence that the chargeable development qualifies for social housing relief. The Regulations provide that dwellings no longer meeting these requirements must pay the levy.

- **2.3** The Council can also choose to adopt a zero rate if viability testing shows that a particular use or area cannot withstand the charge.
- 2.4 It should be noted that for eligible sites CIL is non-negotiable. However, under the terms of the Regulations and statutory guidance the Council could offer discretionary relief from liability in very rare and exceptional circumstances. Offering exceptional circumstances relief would provide the Council with some limited flexibility to deal with individual sites where development is desirable, but which are proved to have truly exceptional costs or other requirements which make them unviable. At this stage Chichester District Council does not intend to adopt an Exceptional Circumstances policy. However, it should be noted that exceptional circumstances relief can be activated and deactivated at any time and a notice of intention will be published by the Council.

## 3. What will CIL be spent on?

- 3.1 'Infrastructure' is generally considered to be any facility, service or development which supports or enables proposed development and growth. The NPPF (paragraph 162) states that local planning authorities should work with other authorities and providers to:
- Assess the quality and capacity of infrastructure for transport, water supply, wastewater and its treatment, energy (including heat), telecommunications, utilities, waste, health, social care, education, flood risk and coastal change management, and its ability to meet forecast demands; and
- Take account of the need for strategic infrastructure including nationally significant infrastructure within their areas.
- **3.2** The Council will publish a 'Regulation 123' list, which lists infrastructure projects or types of infrastructure that it intends to fund through CIL. S106 contributions can still be sought for infrastructure directly related to a development, provided that the infrastructure is not part of the Regulation 123 list. The use of the Regulation 123 list therefore provides the flexibility to address any exceptional on-site infrastructure requirements.
- **3.3** Local authorities are required to spend CIL funds on the infrastructure needed to support the development of their area. Local authorities will need to work closely with the Parishes and West Sussex County Council and potentially neighbouring authorities to decide infrastructure priorities.
- **3.4** In line with CIL regulations the Council proposes that it will apply up to 5% of CIL funds to administrative expenses incurred in connection with CIL.

- 4.1 The Council will need to calculate the 'chargeable amount' of CIL using the locally-set rates above multiplied by the 'gross internal area' of new buildings and enlargements to existing buildings, taking demolished floorspace into account. The formal calculation methodology is set out in the Regulations. The Council will use the HMRC Valuation Office Agency's definition of Gross Internal Area. The CIL rates will be index linked to the 'All-in Tender Price Index' published by the Building Cost Information Service of the Royal Institute of Chartered Surveyors.
- **4.2** Chichester District Council will collect the levy as the 'Collecting Authority'. The charge will be imposed at the time the planning permission is granted and will be payable on the commencement of development or for larger developments, over an agreed phased period (see para 4.5). The definition of commencement of development for the levy's purposes is the same as that used in planning legislation, unless planning permission has been granted after commencement.
- **4.3** When planning permission is granted, the Council will issue a liability notice setting out the amount of the levy due for payment when the development is commenced, the payment procedure and the possible consequences of not following this procedure which would include enforcement action.
- **4.4** An individual or organisations (for example, the developers) may assume liability for payment of the levy. If no one assumes liability, the landowner is automatically liable for the charge.
- **4.5** The Council proposes to permit the discretionary payment of CIL by instalments that will help to ensure development remains viable. An 'instalment policy' containing details of the number of instalments permitted, the timing and dates of payments, the amount payable in any instalment and a minimum monetary threshold will be published with the adopted Charging Schedule.
- **4.6** In some cases it may be more appropriate to transfer land to the charging authority as payment of the charge. In such cases, a number of conditions must be met. In particular, the land must be used to provide or facilitate the provision of infrastructure to support development in the area.

#### The need for an evidence base

- 5.1 There may also be circumstances where it will be more desirable for a charging authority to receive land or provision of infrastructure (on or off-site) instead of monies. The regulations provide for charging authorities to accept transfers of land or provision of insfrastructure as a payment in kind for the whole or part of the levy. This will be subject to negotiation with the Council and the value of land acquired as 'payment in kind' will be determined by the District Valuer (at the cost of the developer).
- **5.2** Regulation 13 of the CIL Regulations (2010) allows the Council to set differential rates of CIL for different geographical zones and/or for 'different intended uses of development'. There is also provision for supplementary charges, nil rates, increased rates or reductions to be set. Guidance is clear in that differential rates can only be set when justified by reference to economic viability evidence.

#### Relevant evidence

- 5.3 This Preliminary Draft Charging Schedule and the proposed CIL rates in the next section have been informed by a variety of documents. The primary ones being: the Chichester Local Plan: Key Policies Pre-Submission (November 2013); the Infrastructure Delivery Plan (November 2013); the Chichester District Council Plan Viability study and its various components (see paragraph 6.4). Copies of all evidence base documents can be viewed on the Council's website.
- **5.4** The Chichester Local Plan: Key Policies Pre-Submission sets out how much development will take place in the plan area to 2029 and the broad locations of that development. Policy 9 provides the basis for the collection of developer contributions. Supporting the Council's Local Plan, the Infrastructure Delivery Plan identifies the type, location and estimated cost of the infrastructure required to support the development of the area covered by the Chichester Local Plan.

#### **Infrastructure Funding Gap**

- 5.5 An infrastructure review formed part of the work undertaken by Peter Brett Associates who were commissioned by the Council to undertake a CIL Viability Assessment for the area covered by the Local Plan.
- 5.6 The consultants were provided with a comprehensive set of documentation from which to produce a schedule of infrastructure schemes potentially eligible for CIL funding. The Chichester District Council Plan Viability study (October 2013) estimated that the total Infrastructure Funding Deficit without CIL stands at approximately £52m. With the anticipated CIL receipts the gap narrows to £22.3 million.
- **5.7** It is considered there is sufficient evidence of a potential infrastructure funding deficit to progress publication of this Preliminary Draft Charging Schedule to demonstrate potential CIL rates based on a viability assessment.

- **6.1** The Viability Assessment prepared by Peter Brett Associates is a key piece of evidence to inform the Preliminary Draft Charging Schedule in that it assesses the economic viability of housing and commercial development across the area covered by the Local Plan. The report assesses the viability of the principal categories of development in the Chichester plan area and the ability of those developments to make contributions to new infrastructure through a Community Infrastructure Levy.
- **6.2** Peter Brett Associates were commissioned to provide a CIL viability study that met the requirements of guidance and legislation and, informed by relevant evidence, makes recommendations that strike an appropriate balance between:
- the desirability of funding from CIL the estimated total cost of infrastructure required to support development in the Chichester plan area, taking into account other actual and expected sources of funding; and
- the potential effects of the imposition of CIL on the economic viability of development across the plan area.
- **6.3** The key stages undertaken in the study included: an infrastructure funding gap review; land valuation survey; construction cost survey; and the viability testing of options (using baseline assumptions and agreed scenarios). Ultimately, the consultants were asked to set out the maximum and recommended rates of CIL in Chichester District for each category of development.
- 6.4 The study specifically assessed the scope for differential rates of CIL across different parts of the District and for different uses of development. A bespoke CIL viability model was used for the assessment and assumptions were defined and reviewed for Chichester District including: residential values from recent transactions; a broad range of site densities; fees; base construction costs; Code for Sustainable Homes requirements; profit; and a range of existing use values. A series of scenarios were then modelled using combinations of the above variables and a range of CIL charges.

### 7. The Preliminary Draft Charging Schedule

- **7.1** Informed by the relevant background evidence the Council proposes to set differential rates of CIL for different intended uses of development and different geographical areas based on economic viability.
- **7.2** The results set out in the Chichester District Council Plan Viability study illustrate the maximum potential CIL rates which could be applied without threatening the economic viability of development. However, it should be noted that the appraisals are necessarily generic tests which do not make allowance for site specific abnormal costs or other planning obligation contributions. As such the recommended CIL rates are set significantly within the identified viability margins to take account of these unknown factors.

**Table 7.1 Proposed CIL Charges** 

Use of Development	Proposed Levy (£/m²)
Residential <sup>(1)</sup> – South of the District	£120 m <sup>2</sup>
Residential <sup>(2)</sup> – North of the District	£200 m <sup>2</sup>
Industrial (B1b, B1c, B2, B8)	£0 m²
Retail (wholly or mainly convenience)	£125 m <sup>2</sup>
Retail (wholly or mainly comparison)	£20 m <sup>2</sup>
Purpose Built Student Housing	£60 m <sup>2</sup>
Standard Charge (applies to all development not separately defined)	£0 m <sup>2</sup>

<sup>1.</sup> with the exception of residential institutions (C2)

#### Revenue projections

- **7.3** It is estimated that the amount received from CIL receipts from residential units will be in excess of £30 million. It is not possible to estimate how much might be raised from retail or student accommodation because the Plan does not make any allocations for these uses in the Local Plan. Such uses will therefore come forward as windfalls and therefore cannot be calculated.
- **7.4** The total projected CIL revenue of approximately £30 million does not exceed the currently identified infrastructure gap of £52 million.

<sup>2.</sup> with the exception of residential institutions (C2)

### 7. The Preliminary Draft Charging Schedule

#### Overview of the CIL rates

- **7.5** The rates proposed have been informed by the appropriate evidence and, as such, and in line with regulations, they are considered to strike the most appropriate balance between the desirability of funding infrastructure in the area and the potential effects on the economic viability of development.
- **7.6** The Viability Assessment showed that, for certain types of development in particular areas, much higher CIL rates than those proposed in the schedule could be applied without affecting viability. There are, however, several reasons for the Council not adopting rates significantly above the baseline figure. Charging authorities are strongly advised not to adopt CIL rates at or near the margin of viability. This is to allow for future fluctuations in market conditions and means that the charging schedule will not need to be reviewed with every minor change in conditions.
- **7.7** While the assessment builds in sensitivity testing to ensure the proposed levels of CIL are robust, the Council recognises that, if market conditions improve and therefore margins increase, the CIL rates would need to be reviewed, subject to regulatory procedures.

### 8. Next Steps

- **8.1** The CIL Regulations require the Council to carry out two stages of consultation on the proposed CIL Charging Schedule. The first of these, the Preliminary Draft Charging Schedule, will be subject to a consultation period, starting on the 17th March 2014 at 9.00am and closing on 23rd April 2014 at 5.00pm.
- **8.2** Following this consultation the Council will review and report on the comments received with a view to publishing a final consultation Draft Charging Schedule for a 6 week consultation period, starting in August 2014. It will be submitted to the Secretary of State in December 2014, and an examination in public is then expected following the Local Plan examination in late February 2015 and, if found sound, it is likely that CIL will be adopted for Chichester District in April 2015.

## **Annexe A. CIL Draft Payments by Instalments Policy**

- **A.1** This policy has been prepared in accordance with Regulation 69B of the Community Infrastructure Levy (Amendment) Regulations 2011.
- **A.2** The Council will allow payment of CIL by instalments according to the total amount of the liability as follows:

Amount of CIL Liability	Number of Instalments	Payment Periods and Amounts
Any amount less than £100,000	No instalments	Total amount payable within 60 days of commencement of development
Amounts from £100,000 to £250,000	Two instalments	<ul> <li>£100,000 payable within 60 days of commencement of development</li> <li>Balance payable within 120 days of commencement of development</li> <li>But</li> <li>The full balance is payable on first occupation/opening of the development if this is earlier than the due instalment dates set out above.</li> </ul>
Amounts from £250,001 to £500,000	Three instalments	<ul> <li>£100,000 payable within 60 days of commencement of development</li> <li>Balance payable in a further two instalments of equal amount within 120 and 180 days of commencement of development</li> <li>But</li> <li>The full balance is payable on first occupation/opening of the development if this is earlier than the due instalment dates set out above.</li> </ul>
Amounts from £500,001 to £1,000,000	Four instalments	<ul> <li>£250,000 payable within 60 days of commencement of development</li> <li>Balance payable in a further three instalments of equal amount within 120, 180 and 240 days of commencement of development</li> <li>But</li> <li>The full balance is payable on first occupation/opening of the development if this is earlier than the due instalment dates set out above.</li> </ul>
Amounts over £1,000,000	Four instalments	In principle, as set out above for amounts over £500,001, but instalments for this scale of development will be open to negotiation on an individual basis.

## **Annexe A. CIL Draft Payments by Instalments Policy**

- **A.3** This policy will take effect from (date to be inserted once known).
- **A.4** Please note: Commencement will be taken to be the date advised by the developer in the Commencement Notice under CIL Regulation 67.
- **A.5** Where an outline planning permission which permits development to be implemented in phases has been granted, each phase of development as agreed is a separate phase (chargeable development) in its own right.
- A.6 In accordance with Regulation 70 of the Community Infrastructure Levy Regulations 2010 (as amended by the Community Infrastructure Levy (Amendment) Regulations 2011) the Chichester District CIL Instalment Policy will only apply in the following circumstances:
- Where the Council has received a valid CIL Assumption of Liability form prior to commencement of the chargeable development (Regulation 70(1)(a)); and
- 2. Where the Council has received a valid CIL Commencement Notice prior to commencement of the chargeable development (Regulation 70(1)(b))
- **A.7** If either of the above requirements are not complied with, the total CIL liability will become payable within 60 days of the commencement of the chargeable development. In addition, surcharges may apply due to the CIL Assumption of Liability Form and/or the CIL Commencement Notice not being submitted to the Council prior to the commencement of the chargeable development. Once the development has commenced, all CIL payments must be made in accordance with the CIL Instalment Policy. Where a payment is not received in full on or before the day on which it is due, the total CIL liability becomes payable in full immediately (Regulation 70(8)(a)).
- **A.8** In summary, to benefit from the CIL Instalment Policy, the relevant forms must be submitted to the Council prior to the commencement of the chargeable development, and all payments must be paid in accordance with the CIL Instalment Policy.

## Annexe B. Draft Regulation 123 List

- **B.1** This Regulation 123 list will be valid from adoption of the CIL charging schedule.
- **B.2** Regulation 123 of the Community Infrastructure Levy Regulations 2010 (as amended) restricts the use of planning obligations for infrastructure that will be funded in whole or in part by the Community Infrastructure Levy, to ensure no duplication between the two types of developer contributions. A CIL charging authority is expected to publish a list of infrastructure that will benefit from CIL on its website.
- **B.3** The list below sets out those infrastructure projects that Chichester District Council intends will be, or may be, wholly or partly funded by CIL. In accordance with Regulation 123, developer contributions to the projects listed will not be sought through planning obligations.
- **B.4** Please note that inclusion of infrastructure types in this list does not signify a commitment from the district council to fund all the projects listed, or the entirety of any one project through CIL.
- **B.5** The order in the table does not imply any order of preference for spend, except for mitigation measures required as a result of a Habitats Regulation Assessment which are required to have first call on the CIL.
- **B.6** It is anticipated that CIL receipts will be limited in the first year after adoption, given that (a) contributions are not payable until commencement and (b) an instalment policy is planned to be adopted. On this basis it is unlikely that CIL receipts will be spent, they will therefore be banked for future allocation and spend.
- **B.7** In accordance with CIL Regulation 59A, this Council will pass 15% of relevant CIL receipts to the Parish or Town Council for that area, capped at £100 per existing council tax dwelling per year. If any Parish or Town of City Council within the Chichester Local Plan area adopts a neighbourhood plan, this percentage will be increased to 25% (uncapped). This will be passed onto the Parish, Town or City Councils' on a six monthly basis in accordance with the Regulations.

	astructure Projects to be funded at least in part by the	Exclusions	
	ovision, improvement, replacement, operation or intenance)	(to be secured through plan obligations S106/S278)	ning
Trai	Strategic Road Network improvements to the A27 Chichester Bypass junctions in order to relieve congestion Improvements including potential new road infrastructure on or around the strategic road network Improvements to the local road network Measures in connection with 'smarter choices' to secure changed travel behaviours and promote the use of more sustainable modes of transport Provision of public transport infrastructure such as bus stops and signage, supporting improvements at rail stations, cycle parking, cycle hire, RTI, waiting shelters, pedestrian crossings, cycle infrastructure and junction improvements, and improved bus, pedestrian and cycling networks	Transport  ● On or off-site transport at infrastructure required sto serve a new development of the serve and the	pecifically
Edu •	Provision for which the Local Education Authority has a statutory responsibility (primary schools, secondary schools, and sixth form and special educational needs Early Years and Childcare provision Youth provision	N/A	
Hea	alth Community Healthcare/Primary Care facilities/improvements	N/A	
Soc • •	Cial Infrastructure Community facilities Built Sport and Leisure Facilities General improvements to streetscene and built environment (including public art)	N/A	
Gre  •	Green Infrastructure Green Infrastructure other than site-specific requirements Public Open Space other than site-specific requirements Playing Fields, Sports Pitches and related built facilities, and children's play areas other than site-specific requirements Habitats Regulations Assessment mitigation including issues relating to Chichester Harbour SPA/Ramsar	On-site open space, play play areas, sports pitcher related built facilities required specifically to serve a new development     Green infrastructure, including biodiversity mitigation are improvement required significant.	es and uired ew luding

Pagham Harbour SPA/Ramsar; Medmerry Realignment compensatory habitat other than site-specific improvements

or mitigation measures.

improvement required specifically

to serve a new development

**Annexe B. Draft Regulation 123 List** 

# Annexe B . Draft Regulation 123 List

Infrastructure Projects to be funded at least in part by the CIL  (provision, improvement, replacement, operation or maintenance)	Exclusions (to be secured through planning obligations S106/S278)	
<ul> <li>Flood and Coastal Erosion Risk Management Infrastructure, other than site-specific requirements</li> <li>Biodiversity measures/initiatives other than site-specific requirements</li> <li>Provision of allotments</li> </ul>	<ul> <li>Habitats Regulations Assessment Mitigation required specifically to serve a new development</li> <li>Flood and Coastal Erosion Risk Management Infrastructure required specifically to serve a new development</li> </ul>	
Public Services     Police and emergency services (fire and rescue and ambulance) facilities     Libraries	Public Services     Crime reduction and emergency services infrastructure, for example CCTV or fire hydrants, required specifically to serve a new development	
	Affordable housing provision and contributions	

## **Chichester District Council**



#### **Produced by the Planning Policy Team**

Chichester District Council
1 East Pallant, Chichester, West Sussex PO19 1TY
www.chichester.gov.uk Tel: 01243 534571

Please recycle after use