

LONDON BOROUGH OF CROYDON

To: Croydon Council website
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STATEMENT OF EXECUTIVE DECISIONS MADE BY THE ACTING CABINET MEMBER FOR ENVIRONMENT, TRANSPORT & REGENERATION (JOB SHARE) ON 24 FEBRUARY 2020

This statement is produced in accordance with Regulation 13 of the Local Authorities (Executive Arrangements) Meetings and Access to Information) (England) Regulations 2012.

The following apply to the decisions listed below:

Reasons for these decisions: are contained in the Part A report attached

Other options considered and rejected: are contained in the Part A report attached

Details of conflicts of Interest declared by the Cabinet Member: none

Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Member: none

CABINET MEMBER'S KEY EXECUTIVE DECISION REFERENCE NO.: N/A

Decision: Croydon Monitoring Report 2018/19 – Community Infrastructure Levy

Having carefully read and considered the Part A report and the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the reports the Acting Cabinet Member for Environment, Transport & Regeneration (job share)

RESOLVED:

To approve the publication of the Croydon Monitoring Report 2018/19 Community Infrastructure Levy in accordance with Community Infrastructure Levy Regulations 2010 (as amended).

Notice date: 26 February 2020

For General Release

REPORT TO:	CABINET MEMBER FOR ENVIRONMENT, TRANSPORT & REGENERATION (JOB SHARE) January 2020
SUBJECT:	Croydon Monitoring Report 2018/19 – Community Infrastructure Levy
LEAD OFFICER:	Shifa Mustafa, Executive Director Place Heather Cheesbrough, Director of Planning & Strategic Transport
CABINET MEMBER:	Councillor Paul Scott, Cabinet Member for Environment, Transport & Regeneration (Job Share)
WARDS:	All
<p>CORPORATE PRIORITY/POLICY CONTEXT/ AMBITIOUS FOR CROYDON:</p> <p>The Croydon Local Plan 2018, supported by the Infrastructure Delivery Plan, is clear on the infrastructure needed to support and mitigate the growth outlined in the Local Plan. The borough’s Community Infrastructure Levy will help fund this in full or in part.</p> <p>The Corporate Plan 2018 – 2022 is clear as the borough’s population grows it is essential to have the right levels of infrastructure and the borough’s Community Infrastructure Levy can help fund this in full or in part.</p>	
<p>FINANCIAL IMPACT</p> <p>None – this report is a factual account of how much Community Infrastructure Levy has been collected, assigned and spent, and that there are no direct financial implications arising from this report.</p>	
<p>KEY DECISION REFERENCE NO.: Not a key decision</p>	

The Leader of the Council has delegated to the Cabinet Member for Environment, Transport & Regeneration (Job Share) the power to make the decisions (the Leader of the Council’s decision reference number: 23/14/LR) set out in the recommendations below

1. RECOMMENDATIONS

The Cabinet Member for Environment, Transport & Regeneration (Job Share) is recommended to:-

1.1 Approve the publication of the Croydon Monitoring Report 2018/19 Community Infrastructure Levy in accordance with Community Infrastructure Levy Regulations 2010 (as amended).

2. EXECUTIVE SUMMARY

- 2.1. The Croydon Monitoring Report 2018/19 – Community Infrastructure Levy indicates the amount of the borough’s Community Infrastructure Levy collected and assigned since its introduction in April 2013. Publication of the Croydon Monitoring Report 2018/19 – Community Infrastructure Levy is in accordance with the Community Infrastructure Levy Regulations 2010 (as amended).
- 2.2. The Croydon Monitoring Report 2018/19 – Community Infrastructure Levy highlights the following:
- The total borough Community Infrastructure Levy raised, via Community Infrastructure Levy demand notices issued, since its introduction in 2013 to the 31st March 2019 is £27,283,907.
 - Of this total amount £8,962,382 was raised between 1/4/2018 and 31/3/2019
 - Part of the borough’s Community Infrastructure Levy has been assigned to fund infrastructure projects and types in full or in part on the Council’s Infrastructure list, formally the Regulation 123 list.

3. DETAIL

- 3.1 Regulation 62 of the Community Infrastructure Levy (CIL) Regulations 2010 (as amended) requires local authorities which collect Community Infrastructure Levy (excluding the collection of CIL on behalf of the Mayor of London) to prepare a report for the previous financial year. The report must include:
- a) the total CIL receipts for the reported year;
 - b) the total CIL expenditure for the reported year;
 - c) summary details of CIL expenditure during the reported year including:
 - (i) the items of infrastructure to which CIL (including land payments) has been applied,
 - (ii) the amount of CIL expenditure on each item,
 - (iii) the amount of CIL applied to repay money borrowed, including any interest, with details of the infrastructure items which that money was used to provide (wholly or in part),
 - (iv) the amount of CIL applied to administrative expenses, and that amount expressed as a percentage of CIL collected in that year in accordance with that regulation; and
 - (v) the total amount of CIL receipts retained at the end of the reported year.
- 3.2 The report must be published on the Council’s website following the end of the financial year.
- 3.3 The report will be published as part of the Croydon Monitoring Report 2018/19. The Croydon Monitoring Report 2018/19 is a requirement of s.35 of the

Planning and Compulsory Purchase Act 2004 (as amended). It must include a review of progress in preparing the local plan for the borough against the published timetable, a review of the effectiveness of existing planning policies, and a housing trajectory detailing the Council's performance against London Plan/Croydon Local Plan targets for new homes in the borough and the predicted future supply of new homes in the borough.

- 3.4 Only approval for publication of the Croydon Monitoring Report 2018/19 – Community Infrastructure Levy (the Monitoring Report) is being sought under the delegated authority from the Leader. The remaining parts of the Croydon Monitoring Report 2018/19 will be reported to the Cabinet Member for Environment, Transport & Regeneration (Job Share) in early 2020.
- 3.5 In the first six years since implementation of the borough's Community Infrastructure Levy (from 1st April 2013 to 31st March 2019) a total of £27,283,607.05 has been collected.
- 3.6 The Council's Infrastructure Finance Group ensures that Community Infrastructure Levy and planning obligation income is spent on essential infrastructure needed to support growth in the borough as set out in the Croydon Local Plan, Council's Capital Strategy, Infrastructure Delivery Plan, Growth Zone Programme and with regard to planning obligations in the parent Section 106 agreement.
- 3.7 The Council's Infrastructure Finance Group and Growth Board approved funding for items on the Council's Capital Strategy from the 2017/18 borough CIL income. Actual assignment then differed from that agreed by the Infrastructure Finance Group and the Growth Board. Details are shown in the table below.

Category	Amount agreed by the Infrastructure Finance Group and the Growth Board	Actual amount transferred to project budgets
Education – SEN	£2,000,000	£3,379,000
Education - Permanent Expansion	£2,000,000	£0
Fieldway Cluster	£2,021,000	£642,000
Surrey Street Market	£25,000	£0
Thornton Heath Public Realm	£1,254,000	£1,254,000
<u>Total</u>	<u>£7,300,000</u>	<u>£5,275,000</u>

- 3.8 As a consequence of the reduced actual assignment a total of £2,025,000 can be re-assigned to other projects as part of the 2019/20 Borough Community Infrastructure Levy assignment.
- 3.9 The Community Infrastructure Levy assignment was not used for Education Permanent Expansion because within Education more grant funding from other sources was available than originally forecast. Therefore, £1.379m of Community Infrastructure Levy allocated for Education Permanent Expansion was used for Education Special Education Need (SEN), so the amount

allocated for Education SEN increased from £2m to £3.379m. Community Infrastructure Levy was not spent on Surrey Street Market as there was no expenditure on the project in 2018/19 which was not funded from Section 106 income.

- 3.10 In addition to the above, in 2018/19 a further £545,148.68 was transferred to ward member budgets to be spent under the Local Meaningful Proportion. Up to 15% of borough Community Infrastructure Levy receipts can be spent on either the provision, improvement, replacement, operation or maintenance of any infrastructure (and not just that on the Infrastructure List); or anything else that is concerned with addressing the demands that development places on an area.
- 3.11 A further £124,000 of the borough's Community Infrastructure Levy (2% of the total Community Infrastructure Levy receipts) was retained by council's Spatial Planning service to cover the costs of administering the Community Infrastructure Levy in Croydon. Up to 5% of total Community Infrastructure Levy receipts can be retained for this purpose.
- 3.12 Following assignment of the borough's Community Infrastructure Levy in both 2017/18 and 2018/19 to specific projects, not all of the Community Infrastructure Levy balance was assigned. As of the 31 March 2019 a total of £11,514,052 borough Community Infrastructure Levy had been spent. Subject to the necessary approvals it is anticipated £7,200,000 will be assigned in accordance with the Community Infrastructure Levy Regulations 2010 (as amended). This will be reported as part of the 2019/20 Community Infrastructure Levy Monitoring Report.
- 3.13 In addition, as of the 31 March 2019, there was also a total of £3,148,115.80 of Community Infrastructure Levy that is earmarked for spending under the Local Meaningful Proportion that has yet to be assigned. However, the 2019/20 Ward Member budgets will continue to be funded from the Local Meaningful Proportion and a further approach to wider assignment of the Local Meaningful Proportion is under development given the recommendations of Scrutiny Committee in July 2019 and endorsed by Cabinet.

4. CONSULTATION

- 4.1 The Croydon Monitoring Report 2018/19 is a factual statement of how much borough CIL has been collected and how much money arising from CIL has been spent and on what projects. It does not contain anything that could be consulted upon.

5 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS

- 5.1 From 1st April 2013 to 31st March 2019 a total of £27,069,759 has been collected through Croydon CIL.
- 5.2 To date overall £12,421,440 has been spent. Leaving a balance of £14,648,319 (inclusive of administration, Meaningful Local proportion and borough CIL) .

(Approved by: Lisa Taylor –Director of Finance, Investment and Risk and Deputy S151 Officer)

6. COMMENTS OF THE COUNCIL SOLICITOR AND MONITORING OFFICER

- 6.1 The Council Solicitor comments that there are no additional legal considerations beyond those detailed paragraph 3.1 of this report.

Approved by: Sean Murphy, Principal Corporate Solicitor (Regeneration) on behalf of the Acting Council Solicitor & Acting Monitoring Officer

7. HUMAN RESOURCES IMPACT

- 7.1 There are no human resources implications arising from this report at this current time, if any issues arise these will be managed under the appropriate Council's policies and procedures.

Approved for and on behalf of Sue Moorman, HR Director, by Jennifer Sankar, Head of HR Place

8. EQUALITIES IMPACT

- 8.1 The Croydon Monitoring Report 2018/19 – Community Infrastructure is a factual report and therefore has no equalities impact arising from it.

9. ENVIRONMENTAL IMPACT

- 9.1 The Croydon Monitoring Report 2018/19 – Community Infrastructure is a factual report and therefore has no environmental impact arising from it.

10. CRIME AND DISORDER REDUCTION IMPACT

- 10.1 The Croydon Monitoring Report 2018/19 – Community Infrastructure Levy is a factual report and therefore has no crime and disorder reduction impact arising from it.

11. REASONS FOR RECOMMENDATIONS/PROPOSED DECISION

- 11.1 The Croydon Monitoring Report 2018/19 – Community Infrastructure Levy is a factual report and it is a requirement of the CIL Regulations 2010 (as amended) that it is published on the Council's website. Approval to publish the Croydon Monitoring Report is not delegated to the Executive Director for Development and Regeneration.

12. OPTIONS CONSIDERED AND REJECTED

- 12.1 Publication of the Croydon Monitoring Report 2018/19 – Community Infrastructure Levy is a requirement of the CIL Regulations 2010 (as amended) and therefore no options exist.
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CONTACT OFFICER: Steve Dennington, Head of Spatial Planning (ext. 62615)

APPENDICES: Appendix 1 – Croydon’s Community Infrastructure Levy 2018/19 – Annual Monitoring Report

BACKGROUND DOCUMENTS: None

Community Infrastructure Levy Annual Monitoring Report

1/4/2018 to 31/3/2019

December 2019

Delivering for Croydon

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www.croydon.gov.uk

Community Infrastructure Levy (CIL) Annual Monitoring Report (AMR)

This presentation highlights

- The amount of CIL collected (the receipts) for the period 1/4/2018 to 31/3/2019.
- The amount of CIL spent in the same period.
- There is also comparative data from 2015 to date on the receipts and allocations.

CIL AMR 2018/19

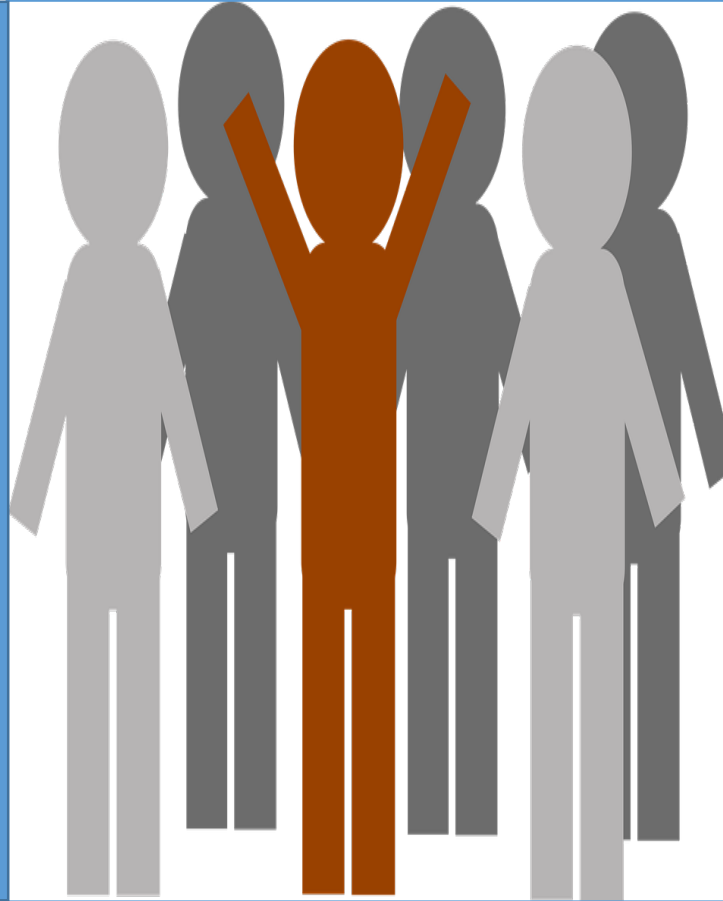
When the council is told that works on a development that is liable for CIL are about to commence, a CIL demand notice is issued by the council to the landowner or developer. This is in effect an invoice that the landowner or developer then has to pay.

The total value of CIL demand notices issued from the 1/4/2013 to 31/3/2018 was **£17,975,346**

Value of CIL demand notices issued from the 1/4/2018 to 31/3/2019 was **£6,292,852**

Total CIL collected in 2018/19

Croydon CIL receipts
(amount collected)
1/4/2018 to
31/3/2019
£8,962,382



These funds are used for infrastructure within the borough, local community projects and to cover the costs of administering the CIL in Croydon.

CIL funding available for spending in 2018/19

CIL available for infrastructure projects available during 2018/19

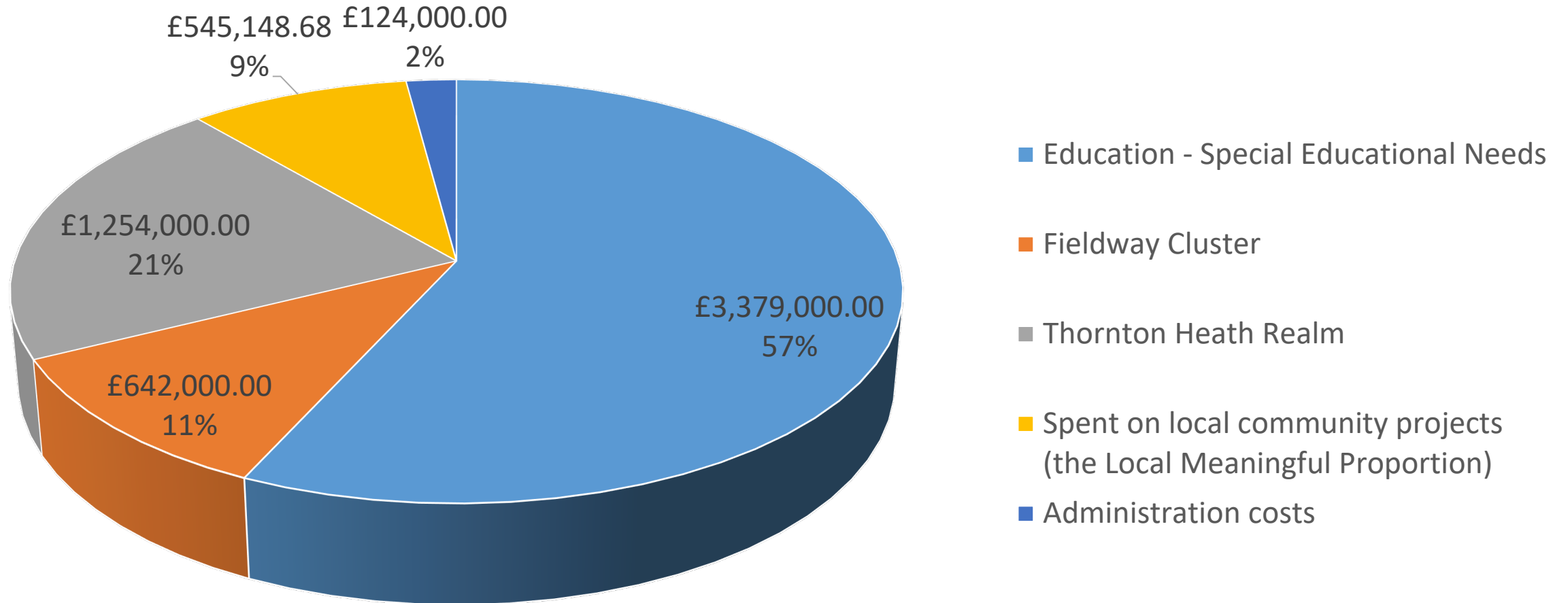
£9,295,027



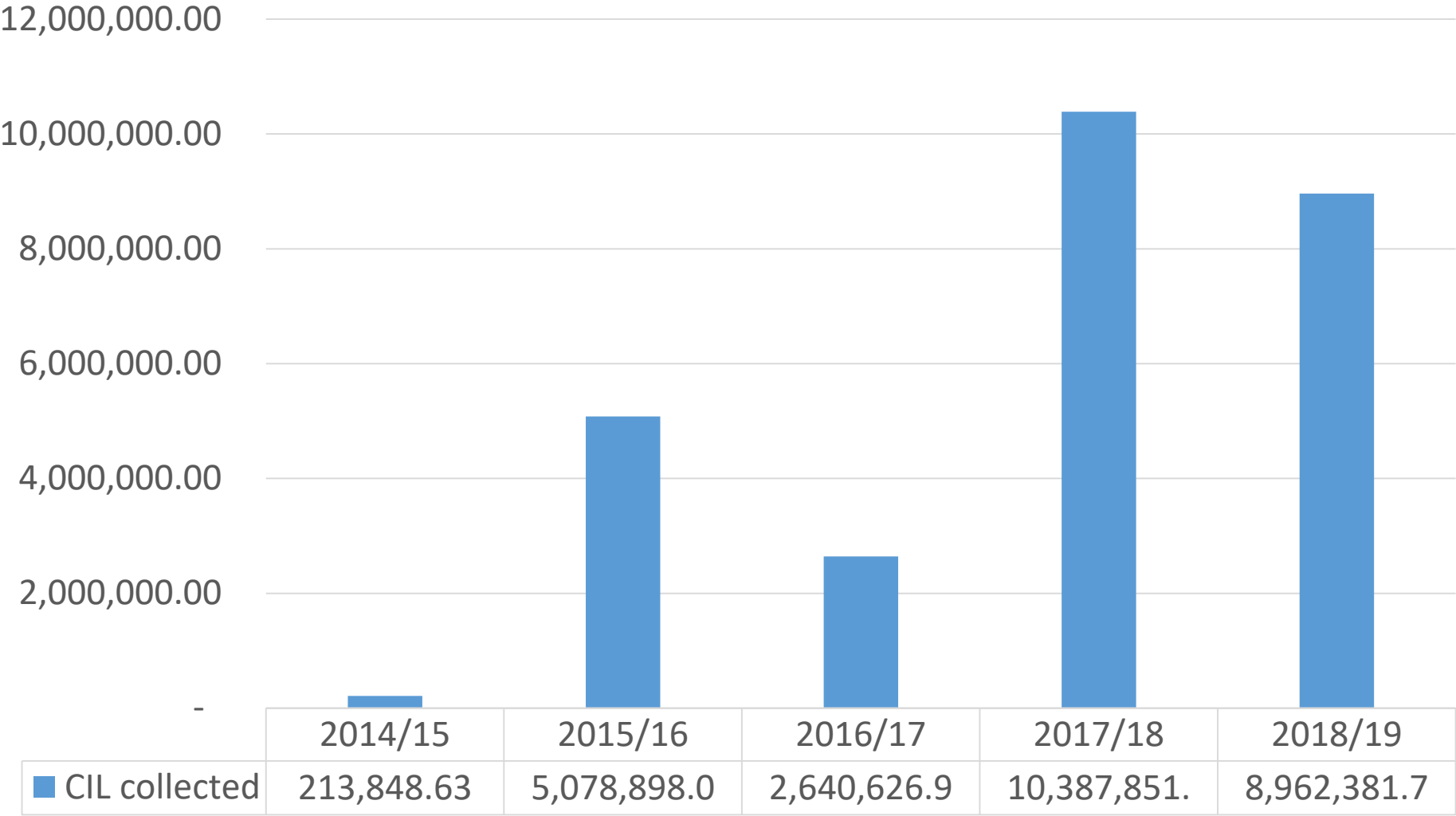
CIL Local meaningful proportion (for spending on local community projects)
available during 2018/19

£2,348,907

How CIL was spent in 2018/19



Total amount of CIL collected by the council



In total the council has collected **£27,283,607** of CIL since 2014

What CIL has been spent on since 2014

Category	Prior to 31 March 2017	2017/18	2018/19
Education Special Educational Needs	-	-	£3,379,000
Education Permanent Expansion	-	£1,213,999	-
Fieldway Cluster	-	-	£642,000
Thornton Heath Public Realm	-	£1,213,999	£1,254,000
Education – Secondary school estates	-	£1,213,999	-
Fairfield Halls	-	£1,213,999	-
Old Ashburton Library development	-	£1,213,999	-
CIL set aside for local community projects (the Local Meaningful Proportion)	-	£407,296	£545,149
Administration costs	£76,000	£124,000	£124,000
<i>Amount of CIL unspent at end of the year</i>	<i>£6,659,348</i>	<i>£9,295,027</i>	<i>£11,514,052</i>
<i>Amount of CIL for local community projects unspent at end of the year</i>	<i>£1,198,025</i>	<i>£2,348,907</i>	<i>£3,148,116</i>