

## **CHORLEY LIAISON**

WEDNESDAY, 17TH OCTOBER 2018, 6.30 PM  
COUNCIL CHAMBER, TOWN HALL, CHORLEY

### **AGENDA**

#### **APOLOGIES**

1 **WELCOME BY THE CHAIR**

2 **MINUTES OF MEETING WEDNESDAY, 18 JULY 2018 OF CHORLEY LIAISON** (Pages 5 - 10)

3 **ELECTORAL REVIEW UPDATE** (Pages 11 - 14)

Cathryn Filbin, Democratic and Member Services Officer will attend to present this item.

The purpose of this item is to give clarity to the electoral review process of Chorley Council which is being undertaken by the Local Government Boundary Commission for England.

4 **CIL PORTIONS PAID TO THE PARISH COUNCILS** (Pages 15 - 20)

Carol Gore, Planning Obligations Officer, Chorley Council, will attend to

- go through the information document previously issued and offer clarification where requested
- explain the CIL reporting procedures (again, following on from issuing example report templates)
- explain Chorley Councils role in monitoring Parish CIL spend.
- perform an exercise with the Cllrs regarding potential projects they are considering (see below)

Exercise:

For Councillors to bring one project each to the meeting that they are considering funding from their CIL allocation (it doesn't have to be committed or fully planned project – blue sky thinking is accepted!)

I will take them through the "Ascertaining CIL Expenditure" guidance questionnaire (attached) to offer them a practical exercise in how to use the questions to ascertain the suitability of a project for the allocation of CIL funding.

## 5 **ELECTRONIC WEEKLY LIST/ DIGITAL SERVICES**

Due to budget constraints and the Council's drive to online services as a preferred method to view information and request services, paper copies of the planning weekly list will no longer be sent to Parish Councils from 1 April 2018.

We will continue to offer Parish Council's assistance with broadband installation, training in digital skills, extended electronic circulation of the weekly list and equipment loans to assist with the migration to digital services.

Parish Clerks will receive a letter and questionnaire that will need to be completed and returned by 16 November. Paper questionnaires will be sent out, however there will also be an option of completing the questionnaire digitally should it be preferred.

This questionnaire will allow us to understand how Parish Councils currently view the weekly list to enable us to work with parish councils to make the migration as smooth as possible.

## 6 **ITEM REQUESTED BY HEATH CHARNOCK PARISH COUNCIL**

Update on Ironman UK 2019

Could the meeting please have a formal update on what has happened and/or is likely to happen given concerns were expressed by several different parishes, not just Heath Charnock.

*CC Keith Iddon has advised that Lancashire will not be hosting the Ironman UK event next year.*

## 7 **ITEMS REQUESTED BY BRETHERTON PARISH COUNCIL**

Levels of policing and response in rural areas: support for greater attention to be given to rural matters.

Speed limits on rural roads: making roads safer in villages like Bretherton.

## 8 **QUESTIONS FROM MEMBERS OF THE LIAISON AND THE PUBLIC**

In order to allow members of the Liaison and members of the public to raise issues of local concern, a period of 20 minutes has been set aside.

A member of the public may speak for no more than 3 minutes. Members of the public are not required to give notice of the issue they intend to raise, although it is expected in the case of service issues that the appropriate mechanisms for resolving the issue have been explored.

Where a question is raised which cannot be answered at the meeting, a record will be kept by officers supporting the meeting and it will be responded to via the appropriate mechanism.

## 9 **ITEMS FOR FUTURE MEETINGS**

A schedule setting out deadlines for items to be requested on the agenda for the Chorley Liaison and dates for future meetings is enclosed.

(Pages 21 - 22)

GARY HALL  
CHIEF EXECUTIVE

Electronic agendas sent to Members of the Chorley Liaison.

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**MINUTES OF CHORLEY LIAISON**

**MEETING DATE** **Wednesday, 18 July 2018**

**MEMBERS PRESENT:** Councillor Gordon France (Eastern Parishes) (Chair), Councillor Kim Snape (Chorley Rural East Division, Lancashire County Council) (Vice-Chair), Lancashire County Councillors: Steve Holgate (Chorley Central Division, Lancashire County Council), Keith Iddon (Chorley Rural West Division, Lancashire County Council), Julia Berry (Chorley South Division, Lancashire County Council) and Aidy Riggott (Euxton, Buckshaw & Astley Division, Lancashire County Council), Chorley Borough Councillors (Chairs of Neighbourhood Area Meetings): Eric Bell (Clayton and Whittle), Doreen Dickinson (Western Parishes), Alan Whittaker (Southern Parishes) and Alistair Bradley (Chorley Town) Town and Parish Councillors: Alison Evans (Adlington Town Council), June Molyneaux (Adlington Town Council / Chorley Council), Ian Horsfield (Anderton Parish Councillor), Nicola Smith (Anderton Parish Councillor), Chris Lennox (Astley Village Parish Council), Gwyneth Lloyd (Bretherton Parish Councillor), Alan Cornwell (Charnock Richard Parish Council), Charlie Bromilow (Clayton-Le-Woods Parish Councillor), Anne Peet (Croston Parish Councillor), Peter Fenemore (Croston Parish Council), Graham Ashworth (Heath Charnock Parish Councillor), Christine Bailey (Clerk to Heath Charnock Parish Council), Marel Urry (Hoghton Parish Councillor), John Dalton (Ulnes Walton Parish Councillor), Steven Perry (Withnell Parish Councillor) and Robert Flood (Withnell Parish Council)

**OFFICERS:** Gary Hall (Chief Executive) and Ruth Rimmington (Democratic and Member Services Team Leader)

**APOLOGIES:** Lancashire County Councillors: Chorley Borough Councillors: Danny Gee (Euxton, Astley and Buckshaw) Town and Parish Councillors: Timothy Summers (Adlington Town Councillor), Louise Parkin (Anglezarke Parish Councillor), Laura Lennox (Astley Village Parish Councillor) and Katrina Reed (Euxton Parish Councillor)

**OTHER:** Sean McGrath (External Investment and Funding, LCC) and Gillian Sharples (Euxton South ward)

**17.16 Welcome by the Chair**

The Chair welcomed everyone to the meeting.

The Chair expressed his thanks to Malcom Allen, from Heapey Parish Council, for his contribution to the Group over the years.

**17.17 Minutes of meeting Wednesday, 21 March 2018 of Chorley Liaison**

**Decision** -That the minutes of the last meeting held on 21 March 2018 be confirmed as a correct record.

County Councillor Berry highlighted that PACT meetings are no longer taking place. Councillor Kim Snape advised that there is a new Community Beat Manager for Adlington and a meeting is needed. These issues will be queried with the Police.

**17.18 Update from County Councillor Keith Iddon (Cabinet Member for Highways and Transport)**

The Chair welcomed County Councillor Keith Iddon (Cabinet Member for Highways and Transport) to the meeting.

CC Iddon thanked the Group for the invitation to attend the meeting and noted that everyone has an interest in the road network. LCC maintain a network which covers 7 kilometres and has a value of around £10 million. This includes roads, footpaths, gulleys, street lighting, signs, bridges and sections of the M65 and M61. The transport element includes buses, community transport and bus stations. CC Iddon delivers the best service possible to the residents of Lancashire.

Councillor Bell queried the use of new vehicles to repair pot holes. LCC rent eight vehicles, but these can only work when the conditions allow and were not able to operate in February or March this year due to the weather. The repair is guaranteed for two years. Ideally each repair would be a resurface, but these repairs do extend the life of the asset.

Councillor Whittaker queried what action has been undertaken to gain additional funding from the Government. An additional £four million had been received in the last few months specifically for roads and transport.

Councillor Whittaker highlighted the issues which residents have encountered with the Ironman UK event; the number of laps in the race meant that some roads were closed from 6am until 4pm and carers were unable to reach patients and people couldn't get to work.

Councillor Kim Snape advised that she had been in touch with Ironman UK to express her concerns, but she had not received a response. Councillor Graham Ashworth noted that Babylon Lane is closed for 11 hours during the event and suggested that the road remain open, but one way, to enable access. Councillor Marel Urry advised that an ambulance had to be called three times and two cyclists were knocked off.



The race this year had already been authorised when CC Iddon took office, but he shared the concerns raised and advised that he has written to Ironman UK to express these. CC Iddon gave his assurance that this length of closure will not happen again and requested details of the complaints to enable him to follow them up.

*Update since the meeting: CC Keith Iddon has advised that Lancashire will not be hosting the Ironman UK event next year.*

Councillor Bromilow noted the poor state of a number of roads in Clayton. LCC have a Traffic Asset Management Plan (TAMP) and the roads are resurfaced in line with it. The Department of Transport assess LCC against the robustness of the TAMP. If the road is a damaged because of a new estate the developer should contribute to its resurfacing.

Councillor Steve Perry noted that the A675 starting at the Hoghton Arms has now reopened and requested that the road closed signs be removed. This is particularly important as Bury Lane, Withnell, is due to be resurfaced.

Councillor Chris Lennox highlighted the dangers of parents parking on Hallgate, Astley Village and requested double yellow lines. The use of double yellow lines is risk based and if there are no accidents double yellow lines are not added. CC Iddon requested the details of the query by email.

Councillor Chris Lennox noted that the 109 bus service is now hourly. Meetings have taken place about this route and a circular route has been agreed. Information about the new route and times will be publicised. 90% of the routes are commercial and the funding for the 10% of subsidised routes was cut. Chorley Council proactively subsidise the routes within Chorley due to the funding cuts, but there is a need for residents to use the buses!

Councillor Gwyneth Lloyd highlighted the use of the Cock a Bridge? In Croston by HGV's. This is thought to be due to accessing developments in Hesketh Bank. CC Iddon requested the details of the query by email.

The Chair thanked CC Iddon for his attendance.

#### **17.19 Item requested by Adlington Town Council - pedestrian/pavement**

Councillor June Molyneaux explained that there were problems with residents parking inconsiderately. Councillor Keith Iddon advised that there is a team of 20 officers, and officers using motorbikes enforcing these problems across Lancashire. The Police will only intervene if there is an obstruction to another vehicle.

Councillor Alison Evans suggested the use of white lines as a solution and there is the potential for this to be trialled. Other issues were noted in Adlington, including pedestrian crossings and the reduction in bus services. Councillor Ian Horsfield highlighted issues in Anderton with people parking on pavements and verges. The proposed crossing on Bolton Road, at the junction with Rothwell Road was discussed.



Councillor Steve Holgate queried the current position with the Speed Indicator Devices; there had been an issue with the software. Councillor Marel Urry requested an update on Dial-a-ride. Councillor Keith Iddon explained that the budgets have to reduce for this service and a consultation has been undertaken. The different options are now being considered. Councillor Iddon requested the details of these by email following the meeting.

Councillor John Bamber highlighted issues with a diversionary route for the Pear Tree Lane road closure which includes a single track road. Councillor Iddon thanked Councillor Bamber for highlighting the issue and undertook to investigate.

Members discussed the combination of enforcing on street and off street parking.

**17.20 Item requested by Wheelton Parish Council - car parking issues**

This issue was discussed as part of the update from County Councillor Keith Iddon.

**17.21 Item requested by Croston Parish Council - Japanese Knotweed**

County Councillor Keith Iddon advised that LCC are responsible for weeds on the highways. Chorley Council also undertake weed killing, including Japanese Knotweed.

Operatives have to be fully protected when spraying as the weed killer is toxic and care must be taken to ensure that the weed killer does not enter the water course. The plant can also be injected.

Councillor Alistair Bradley encouraged members to report weeds and advised that a report is due to be presented to Executive Cabinet at Chorley on this issue in the next few months.

Councillor Peter Fennemore presented a report which can be found here: <https://democracy.chorley.gov.uk/documents/b22831/Tabled%20items%2018th-Jul-2018%2018.30%20Chorley%20Liaison.pdf?T=9>

**17.22 Item requested by the Chair: Representatives from the Superfast Lancashire team**

Sean McGrath, External Funding and Investment, Lancashire County Council, presented an update on the delivery of Superfast Broadband throughout Lancashire.

96 - 97% of Chorley can access Superfast Broadband following Phase One and the Superfast Extension Programme (SEP). LCC are in the process of submitting a bid to the Government to add another 700 properties. Other properties will benefit from Gainshare Advance, which is revenue LCC is entitled to from BT under the contract in relation to connections above 20%.

The tabled report, accessible here, sets out the numbers of properties by Ward eligible for inclusion in delivery if the Rural Broadband bid is successful and any remaining





properties. These may be able to access Superfast Broadband via the Better Broadband subsidy or the Gigabyte Voucher Scheme for businesses.

Members noted that there are issues in areas of Buckshaw Village. Sean requested details of any specific queries by email. An update can be found here: <https://democracy.chorley.gov.uk/documents/b22831/Tabled%20items%2018th-Jul-2018%2018.30%20Chorley%20Liaison.pdf?T=9>

The Chair thanked Sean McGrath for his attendance.

#### **17.23 Questions from Members of the Liaison and the public**

Councillor Steve Holgate suggested that members of the meeting may wish to write to United Utilities, as private citizens, requesting that they refuse to give Cuadrilla water for their fracking operations.

#### **17.24 Items for Future Meetings**

The deadlines for requesting items for future meetings were noted.

It was requested that the Police be requested to attend a future meeting and for a future item on the development of the Central Lancashire Local Plan.

Chair

Date

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**BRIEFING NOTE TO CHORLEY LIAISON AT ITS MEETING ON 17 OCTOBER 2018  
ON THE ELECTORAL REVIEW OF CHORLEY COUNCIL****PURPOSE**

The purpose of this briefing note is to provide an update on the electoral review of Chorley Council and the next steps.

**BACKGROUND**

In June 2017, the Local Government Boundary Commission for England (LGBCE) informed Chorley Council that it would be conducting an electoral review during its 2018/19 work programme to correct an electoral imbalance across the borough.

An electoral review is conducted if a local authority meets one of the two intervention criteria:

1. If one ward has an electorate of +/-30% from the average electorate for the authority
2. If 30% of all wards have an electorate of +/-10% from the average electorate for the authority.

Based on the electoral data given to the LGBCE, Chorley Council met both criteria in that six of its wards have an electorate with a variance greater than 10%, with one of the wards having a variance of over 30%.

The LGBCE delivered a series of presentations (which included one to parish and town council representatives, on 6 December 2017) to raise awareness of the review process and encourage participation in the consultation.

In anticipation of the commencement of the review, the council formed a cross party committee to consider various aspects of the review and develop the authorities response to the LGBCE.

**LGBCE CONSIDERATIONS**

While undertaking a review the LGBCE have to take account of three main considerations:

- Improve electoral equality by equalising the number of electors each councillor represents;
- Reflect community identity;
- Provide for effective and convenient local government.

**PROCESS**

An electoral review is split in two distinct stages:-

1. **Council size** – before the LGBCE re-draws ward boundaries, it will come to a view on the total number of councillors to be elected to the council in future. A conclusion on council size will be drawn after hearing the council's (and/or councillors') views during the preliminary phase.
2. **Ward boundaries** – the LGBCE will re-draw ward boundaries so that they meet their statutory criteria. The council, along with any other interested bodies or individual, will have the opportunity to put forward its ideas to the LGBCE in two phases of public consultation.

**STAGE ONE – DECISION ON THE COUNCIL SIZE**

On the 26 June 2018, the LGBCE announced that it was minded to approve Chorley Council's proposal on a reduction in its size from 47 councillors, to 42; and to continue to hold elections by thirds.

The proposal had been formulated by the Electoral Review of Chorley Council Committee, to ensure a full and equitable representation of the electorate across the borough. It had been developed following a review of the council's governance, scrutiny, quasi-judicial commitments, its duties to external bodies and individual wards. The council's proposal was agreed by a majority decision at its meeting on 10 April 2018.

With the size of the council being reduced to 42 members and as a consequence of maintaining its elections by thirds, each ward is required to be served by three councillors. This also dictated the number of wards across the borough being reduced to 14 wards, from the present 20 wards.

The minded to decision by the LGBCE brought stage one of the review to a close.

## **STAGE TWO – NEW WARD PATTERNING ARRANGEMENTS**

### **First consultation**

At the same time the LGBCE announced its' minded to decision on council size it launched a public consultation on ward patterning which ran (from 26 June) until 3 September 2018. Although it should be reiterated that the public consultation was that of the LGBCE and not Chorley Council, the authority has actively encouraged interested groups and individuals to respond to the consultation by placing articles on its web site, through press releases, via social media, and in the Council's e-zines (intheknow and intheboro). Leaflets have also been circulated to those outlets which distribute the council's 'What's happening' magazine.

With this consultation the LGBCE invited views from interested groups and individuals as to which areas of the borough should be included in a ward based on historical connections and/or practical links (such as bus routes, main roads etc).

Due to its existing meeting timetable, Chorley Council was granted an extension to submit its proposals on warding arrangements later. This was so councillors could discuss Chorley Council's proposal at a meeting of full council on 18 September 2018. At that meeting, the council's proposal was agreed by majority decision and submitted to the LGBCE for its consideration.

At this stage it is worth clarifying that Chorley Council is only one of many organisations that the LGBCE has consulted with. The council has been informed that its submission would carry the same weight as any other consultee.

The LGBCE will now be considering all submissions with a view to formulating its draft recommendations. It is also understood as part of their deliberations, representatives of the LGBCE will be visiting areas of the borough unannounced. This will provide crucial information to the LGBCE on natural boundaries which can be used to separate each ward and consider the community links.

### **Second consultation**

On 6 November 2018, the LGBCE will publish its draft recommendation and launch a second consultation.

This will be the first time anyone will be able to see which areas of the borough the LGBCE will suggest which areas of the borough should be placed together to form each ward. At the same time, a public consultation will be launched on the draft proposals, which will run from 6 November 2018 until 14 January 2019. This will be the last opportunity for anyone to put forward any comments before the final recommendations are published.

It is crucial that parish and town councils review the draft recommendations and respond directly to the LGBCE before the deadline. Even if the ward arrangement is agreeable, it is important for the LGBCE to receive confirmation of this. Otherwise should an objection be raised the LGBCE may decide to change its decision in the final recommendations.

**FINAL RECOMMENDATIONS**

Once the deadline for the second consultation has expired, the LGBCE will review all responses it has received to its draft recommendations, and where required amend the wards accordingly. The final recommendations will be announced on 12 March, no further consultation will take place.

It is expected the new warding arrangements to be laid before the Houses of Parliament over the summer months.

On 7 May 2020, a whole of council election will take place on the new warding arrangements, after which the council will revert to electing its membership by thirds.

**FURTHER COMMENTS**

It has come to the council's attention that many of the comments being made to the first consultation were based on the current ward boundaries or the council's proposal for new warding arrangements which was approved on 18 September 2018.

As previously mentioned, Chorley Council is only one of a number of consultees that has put forward a proposal. The LGBCE informed the council that any proposal it submits has no added weight (because it is the council's proposal) than any other submission. The LGBCE could therefore choose to ignore part or the entire proposal in favor of an alternative submission that has more compelling evidence.

It is therefore important that interested groups and/or individuals wishing to respond as part of the second consultation do so based solely on the LGBCE's draft recommendations, direct to them before 14 January 2019.

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## Community Infrastructure Levy (CIL) Local Council Contributions

Useful links / websites are listed at the end of this document.

### Summary

Under the CIL Regulations, Chorley Council is required to pay to Local Councils 15% of any CIL receipts from developments within those areas.

The table below is a quick guide on how the CIL is allocated to Local Councils, and how it is allocated in the event of no Local Council.

**Figure: relationship between the levy and neighbourhood plans in England**

Parish Council ✓ Neighbourhood Plan ✓ = 25% uncapped, paid to Parish	Parish Council ✓ Neighbourhood Plan ✗ = 15% capped at £100/dwelling, paid to Parish
Parish Council ✗ Neighbourhood Plan ✓ = 25% uncapped, local authority consults with community	Parish Council ✗ Neighbourhood Plan ✗ = 15% capped at £100/dwelling, local authority consults with community

The amended Regulations state that this proportion of funds must be used *‘to support the development of the local area by funding;*

- (a) the provision, improvement, replacement, operation or maintenance of infrastructure; or*
- (b) anything else that is concerned with addressing the demands that development places on an area.’*

This is a wider definition from that which Chorley Council can use CIL funds (restricted to infrastructure to support the development of the area). These wider spending powers allow the local community to decide what they need to help mitigate the impacts of development.

### Payment Periods

The Charging Authority (Chorley Council) will pass accumulated funds to the Local Council every 6 months, and the Local Council is required to report on the receipts and expenditure each year.

- CIL receipts received by the Council between 1 April to 30 Sept, are to be paid to Local Councils by 28 October.
- CIL receipts received by the Council between 1 Oct to 31 Mar, are to be paid to Local Councils by 28 April.

### **How the funds must be spent**

Local Councils must spend the levy on infrastructure needed to support the development of their area, or any part of that area, and they will decide what infrastructure is needed. The levy is intended to focus on the provision of new infrastructure and should not be used to remedy pre-existing deficiencies in infrastructure provision unless those deficiencies will be made more severe by new development.

As per the CIL Guidance on the Planning Guidance website: "Spending the Levy" it states that;

"The levy can be used to fund a wide range of infrastructure, including transport, flood defenses, schools, hospitals, and other health and social care facilities (for further details, see *Section 216(2) of the Planning Act 2008, and Regulation 59, as amended by the 2012 and 2013 Regulations*).

This definition allows the levy to be used to fund a very broad range of facilities such as play areas, parks and green spaces, cultural and sports facilities, academies and free schools, district heating schemes and police stations and other community safety facilities"

If a parish council has failed to spend CIL funds passed to it within 5 years of receipt, or has applied the funds not in accordance with the Regulations then Chorley Council can serve a notice on the Local Council requiring it to repay some or all of the receipts passed. Chorley Council will be required to spend any recovered funds in the Local Council's area.

### **Reporting**

Local Councils are required by the Community Infrastructure Levy Regulations 2010 (as amended) to publish their total CIL Receipts.

These reports must include; total expenditure; a summary of what the CIL was spent on; and the amount of receipts retained at the end of the reported year from that year and previous years.

These reports can be combined with other reports already produced by the Local Councils.

Local Councils MUST publish their CIL Annual Report on their website by no later than 31 December following the end of the reported year.

### **Web Sites for Local Councils**

The following websites offer a range of advice and guidance on the Levy, your reporting responsibilities, and how to spend it.

Please either select the hyperlinks below (bold Title) or type in the full URL.

**General Guidance**: <https://www.gov.uk/guidance/community-infrastructure-levy>

**Spending the Levy**: <https://www.gov.uk/guidance/community-infrastructure-levy#spending-the-levy>

Additionally, the NALC Legal Services Team presented a Planning Law Update on Community Infrastructure Levy (CIL) – February 2017 Briefing (Update for Members only). However, we do not have a copy as it is for members of NALC only.

**National Association of Local Councils**: <http://www.nalc.gov.uk/>

<b>Report Author</b>	<b>Ext</b>	<b>Date</b>	<b>Doc ID</b>
Carol Gore	5219	04 July 2017	



**PARISH COUNCIL ANNUAL CIL REPORT**

**Reporting by local councils (Regulation 62A)**

1. A local council must prepare a report for any financial year (“the reported year”) in which it receives CIL receipts.

2. The report must include:

- a. the total CIL receipts for the reported year;
- b. the total CIL expenditure for the reported year;
- c. summary of CIL expenditure during the reported year including
  - i. the items to which CIL has been applied; and
  - ii. the amount of CIL expenditure on each item; and
- d. details of any notices received in accordance with regulation 59E, including:
  - i. the total value of CIL receipts subject to notices served in accordance with regulation 59E during the reported year;
  - ii. the total value of CIL receipts subject to a notice served in accordance with regulation 59E in any year that has not been paid to the relevant charging authority by the end of the reported year.
- e. the total amount of:
  - i. CIL receipts for the reported year retained at the end of the reported year; and
  - ii. CIL receipts from previous years retained at the end of the reported year.

3. The local council must:

- a. publish the report:
  - i. on its website;
  - ii. on the website of the charging authority for the area if the local council does not have a website; or
  - iii. within its area as it considers appropriate if neither the local council nor the charging authority have a website, or the charging authority refuses to put the report on its website in accordance with paragraph (ii); and
- b. send a copy of the report to the charging authority from which it received CIL receipts, no later than 31st December following the reported year, unless the report is, or is to be, published on the charging authority’s website

Name of Parish Council:

Financial Year: \*\*\*\*/\*\* (covering period from 1<sup>st</sup> April \*\*\*\* to 31<sup>st</sup> March \*\*\*\*)

**a) CIL Receipts**

<u>Reporting year:</u> Total amount of CIL received in financial year (****/**)	£
<u>Previous years:</u> Total amount of CIL received in financial year (****/**)	£
<b>TOTAL RECEIVED</b>	<b>£</b>

**b) CIL Expenditure**

Total amount of CIL spent in financial year (****/**)	£

**c) Items on which CIL has been spent**

Infrastructure scheme / project	CIL expenditure (amount)

**d) Monies requested / recovered from Parish Council (Reg 59E, 59F)**

Monies which have been requested, or recovered, from the Parish Council in the financial year (****/**)	£
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**e) CIL retained**

i. Total amount of CIL received in financial year (****/**) and retained (unspent) at the end of the reported year (****/**)	£
ii. Total amount of CIL received in previous years and retained (unspent) at the end of the reported year (****/**)	£
<b>Total CIL receipts retained (unspent)</b>	<b>£</b>

Signed: \_\_\_\_\_ Position: \_\_\_\_\_

Verified: \_\_\_\_\_ Position: \_\_\_\_\_

To be published on the website and a copy sent to the Planning Obligations team no later than 31<sup>st</sup> December following the reported financial year.

### Parish Council – Guidance on Ascertaining CIL Expenditure

It is important to note that Chorley Council (as the CIL Collecting and Enforcement Authority) cannot say advise which projects selected by a Parish Council would be acceptable, as the legislation is subjective rather than prescriptive.

Therefore, it is entirely possible that one Officer doing the analysis of spends may not agree upon another Officer's interpretation.

As such, each Parish Council just needs to ensure that they can confirm / evidence as best they can that the project / items / infrastructure proposed can meet the loose definitions in the main.

It is the case that the parameters under **CIL Regulation 59c** for Parish spend should be proven for any project.

So it would be prudent for a Parish to ask themselves the following questions, and if they can be answered satisfactorily then the project will probably fall under the requirements for spend by local parishes:

- 1) Does it constitute infrastructure as defined by [Section 216\(2\) of the Planning Act 2008](#), and amended by [Regulation 63 of The Community Infrastructure Levy 2010](#)? (see next page for the definitions under each section/regulation)
- 2) If the answer to 1) is yes, will the proposed spend;
  - a) **Provide** said infrastructure;
  - b) **Replace** said infrastructure;
  - c) **Improve** said infrastructure;
  - d) **Maintain** said infrastructure; or
  - e) **Enable** the operation of said infrastructure.
- 3) If the answer to 1) is yes, HOW does the proposes spend:
  - a) **Provide** said infrastructure;
  - b) **Replace** said infrastructure;
  - c) **Improve** said infrastructure;
  - d) **Maintain** said infrastructure; or
  - e) **Enable** the operation of said infrastructure.
- 4) If the answer to 1) is no, does the proposed spend address the demands that any new development has placed on the Parish?
- 5) If the answer to 4) is yes: What are the demands?
- 6) Can the demands be evidenced as to be related to the new development?
- 7) How does the proposed spend address the said demands?

**If the answers to 1) and 4) are both 'No', then it is unlikely the proposed spend will meet the requirements of the CIL regulations, and a different project will need to be considered.**

**S216 of the Planning Act 2008**

(1) Subject to section 219(5), CIL regulations must require the authority that charges CIL to apply it, or cause it to be applied, to funding infrastructure.

(2) In subsection (1) "infrastructure" includes—

(a) roads and other transport facilities,

(b) flood defences,

(c) schools and other educational facilities,

(d) medical facilities,

(e) sporting and recreational facilities, *and*

(f) open spaces., ~~and~~

(g) ~~affordable housing (being social housing within the meaning of Part 2 of the Housing and Regeneration Act 2008 (c. 17) and such other housing as CIL regulations may specify).~~

**Community Infrastructure Levy Regulations 2010**

Infrastructure: amendment to section 216 of the Planning Act 2008

**63.**—(1) Section 216(2) of PA 2008 (application) is amended as follows.

(2) At the end of paragraph (e) insert " and".

(3) At the end of paragraph (f) for ", and" substitute ".".

(4) Omit paragraph (g).



### **Chorley Liaison agenda management timetable**

<b>Date of meeting</b>	<b>Deadline for items to be requested by Members</b>	<b>Agenda Publication Deadline</b>
<b>Wed, 16 January 2019</b>	Fri, 14 December	Wed, 9 January
<b>Wed, 20 March 2019</b>	Fri, 1 March	Wed, 13 March

Please contact Ruth Rimmington on 01257 515118 or email [ruth.rimmington@chorley.gov.uk](mailto:ruth.rimmington@chorley.gov.uk) if you would like to request an item on the agenda.

#### **Future agenda items**

Review of the Local Plan for Central Lancashire  
Spice Time Credits

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