

## Appendix 3 – S106 & CIL transfer to Parish Councils

Parish & Town Clerks Forum 20<sup>th</sup> October 2020

S106 & CIL Update

### Purpose of Document:

The Purpose of this document is to provide an overview of:

1. Those Parish / Town Councils that are required to produce CIL Reports by December 2020 for financial year 2019/20
2. Identify those Parish / Town Councils will be receiving CIL Neighbourhood proportions of CIL Receipts from the CIL paid between 1<sup>st</sup> April 2020 – 30<sup>th</sup> September 2020
3. Which Parish Councils could be the recipient of S106 income payments for use locally and the value of those contributions.

### 1. Parish and Town Councils that need to produce a CIL Neighbourhood Proportion Report for financial year 2019/20

The following Parish Council's received a CIL NP payment in 2019/20 and therefore are required by regulation to produce and publish on their website a CIL report by 31<sup>st</sup> December 2020.

I ask that those reports are published by 20<sup>th</sup> December as a link to the page on which that report is published must be sent to the [cil@swindon.gov.uk](mailto:cil@swindon.gov.uk) email account so that the Council can update its CIL webpage with the links.

Parish / Town Council	Actual Amount CIL NP to Transfer £
Blunsdon PC	£32,595.14
Central Swindon North PC	£3,350.17
Central Swindon South PC	£86,372.75
Chiseldon PC	£495.00
Haydon Wick PC	£191.15
Highworth TC	£67,748.10
Nythe Eldene & Liden PC	£1,013.27
St Andrews PC	£5,894.01
Stratton St Margaret PC	£9,586.85
West Swindon PC	£9,162.14
Wroughton PC	£31,159.28
<b>TOTALS £</b>	<b>£247,567.86</b>

In addition to the above listed, if a Parish or Town Council received CIL NP in previous financial years (allocated, spent or unspent) an update report on those should also be published.

A Template report will be sent separately by email, although any Parish or Town Council that has been required to publish a CIL NP report previously will already have this template.

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### 2. Parish / Town Councils that will be receiving CIL Neighbourhood proportions of CIL Receipts from that CIL paid between 1 April 2020 – 30<sup>th</sup> September 2020

Parish / Town Council	Actual Amount CIL NP to Transfer £
Blunsdon PC	£701.00
Central Swindon North PC	£30.00
Central Swindon South PC	£19,701.51
Chiseldon PC	£720.00
Highworth TC	£3,858.53
Inglesham PC*	£907.44
St Andrews PC	£5,744.80
Stratton St Margaret PC	£1,857.97
Wanborough PC	£2,800.78
Wroughton PC**	£23,166.97
<b>TOTALS £</b>	<b>£59,489.00</b>

\*Inglesham Parish will not have this automatically transferred. Legal advice is required to provide certainty that it is a constituted body for CIL purposes to allow it to be paid to the Parish. If it cannot be paid into the Parish account then it will be held for the benefit of the Parish until such time as an agreed use is identified.

\*\* The payment to Wroughton PC is £1,921.76 short which is the CIL NP from CIL-2016-0030 S/17/0286 Haskins Garage High Street Wroughton – Erection of 13 dwellings & associated works (variation of condition 22 of permission S/15/1190 Regarding drawing numbers). Whilst the CIL Team were notified of commencement in early April 2020, and the CIL Demand paid in June 2020 there is now uncertainty as to whether the development did actually commence. The CIL NP will be retained until such time as commencement is confirmed. If works have not commenced and the planning permission expired, the CIL receipt will need to be refunded. This is the reason for not paying it to the Parish now.

### 3. S106 Receipts for potential transfer to Parish Council's

The Council's finance department has undertaken a comprehensive review of the S106 Finance Income, and with the support of the S106 & CIL Manager, has identified S106 developer contributions income that can potentially be transferred to Parish / Town Council's for local investment in accordance with the use restrictions.

It has recently been identified that there is no delegated authority to allow this to happen so Cabinet approval will be required for the principle agreement to undertake the transfers. It is hoped that this request will make December 2020 Cabinet.

In the meantime S106 Payment Transfer letters have been produced for the relevant Parish / Town Council's and these are likely to be issued w/c 26 October or W/c 2<sup>nd</sup> November. These need to be considered by relevant Parish / Town Council Members, signed and returned at the earliest opportunity as they will identify the S106 contributions the Parish / Town Councils are

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interested in receiving. This is the second element of the process. No s106 income will be released for transfer without the return of a completed confirmation of receipt form. Consideration of the letter and content issued and submission of completed forms will hopefully expedite payment to relevant Parishes once Cabinet authority to proceed is in place.

The table sets out a list of the items, financial sums, restriction on spend, development that paid the contribution for the relevant Paris Councils.

<b>Parish / Town Council</b>	<b>Total Value of S106 Receipts on offer for transfer £</b>
Blunsdon PC	£219,717.53
Haydon Wick PC	£8,294.50
Highworth TC	£13,551.81
St Andrews PC	£8,266.00
Stratton St Margaret PC	£191,894.43
Wanborough PC	£17,914.55
Wroughton PC	£71,747.37
West Swindon PC	£10,208.36
<b>TOTAL S106 for Potential Transfer</b>	<b>£541,594.55</b>

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S106 Parish / Town Council Contributions:

**Blunsdon Parish Council: Potential Total = £219,717. 53**

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S/13/1223	Ermin St Blunsdon	Cemetery Contribution	£11,483.28	21/09/2017	£11,483.28	C204	Yes	Towards the cemetery extension within Broad Blunsdon	21-Sept-22	
S/13/0364 and S/RES/15/0720	Land To The Rear Of 83 Ermin Street (Land West of Ermin Street), Blunsdon - Newland Homes	Cemetery Contribution	£9,243.55	01/02/2018	£9,243.55	C219	Yes	Towards cemetery extension within Broad Blunsdon	01-Feb-28	

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S/14/1304 - APP/U3935/W/ 15/3133674	Land at Blunsdon - North of High St East Ermin St - Linden Homes	Allotments	£41,535.68	01/07/2018	£41,535.68	C240	Yes	Allotments: Towards the provision of off- site allotment spaces	1-Jul-28	
S/17/0458	Land To The Rear Of 89, 91 & 93 Ermin Street, Blunsdon	Playing Pitches Contribution	£5,605.46	18/04/2019	£5,605.46	C277	Yes	Playing Pitches - for the improvement and enhancement of the existing local grass pitches and associated works at Blunsdon Recreation Ground	18-Jul-2029 if not spent or committed	
S/17/0458	Land To The Rear Of 89, 91 & 93 Ermin Street, Blunsdon	LEAP (Locally Equipped Area of Play)	£5,719.48	18/04/2019	£5,719.48	C278	Yes	LEAP towards the improvement and enhancement of the existing Linley Road Play Area (Blunsdon)	18-Apr-2029 if not spent or committed	
S/17/0458	Land To The Rear Of 89, 91 & 93 Ermin Street, Blunsdon	Local Open Space	£8,254.40	18/04/2019	£8,254.40	C279	Yes	LOS - for the improvement and enhancement of the existing open space at Linley Road	18-Apr-2019 if not spent or committed	

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	Blunsdon							(Blunsdon)		
S/13/1223	Land at Ermin Street - Hills	MUGA contribution	£47,685.79	21/09/2017	£35,585.79	C206	Yes	Towards the provision of a MUGA within Broad Blunsdon	21-Sep-22	
S/14/1304 - APP/U3935/W/15/3133674	Land at Blunsdon - North of High St East Ermin St - Linden Homes	Major Open Space & Outdoor Sports	£56,376.37	01-Jul-18	£56,376.37	C241	Yes	Towards the improvement of existing open space and/or provision of new and/or enhancement of existing sports facilities that may also include a MUGA within Broad Blunsdon or in the vicinity of Broad Blunsdon	1-Jul-28	
S/13/0364 and S/RES/15/0720	Land To The Rear Of 83 Ermin Street (Land West of Ermin Street), Blunsdon - Newland Homes	MUGA contribution	£45,913.52	01-Feb-18	£45,913.52	C221	Yes	Towards the provision of a MUGA within Broad Blunsdon	1-Feb-28	

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#### Haydon Wick Parish Council: Potential Total = £8,294.50

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
T/98/0472	Haydon III	Open Space Transfer - Phase 10b	£8,294.50	22/06/2018	£8,294.50	C237	Yes	Haydon 3 Open Space Transfer Phase 10b Land at Southwold Close LBZ Maintenance of the transferred open space for up to 10 years	No limit	

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**Highworth Town Council; Potential Total = £13,551.81**

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Town Council Request Transfer Y/N?
S/11/0280	Pentyland's	Playing Pitches	£7,239.54	05-Mar-14	£7,239.54	C149	Yes	Playing pitches and play areas in Highworth	05-Mar-24	
S/11/0280	Pentyland's	Public Realm	£5,312.27	05/03/2014	£5,312.27	C150	Yes	Public realm contribution towards the enhancement of the town centre of Highworth	05-Mar-24	
S/04/2586	Co-op 1/2 Swindon St, Highworth	Public Art	£1,000.00	01/02/2008	£1,000.00	C919	Yes	Towards public realm / public art in	No limit	

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#### St Andrews Parish Council: Potential Total £8,266.00

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S/12/0711	Redhouse Village Centre	LEAP	£8,266.00	19/11/2013	£8,266.00	C108	Yes	To be used towards the upgrading and / or provision of a new local equipped area of play within the St Andrews Ward	19-Nov-18	

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#### Stratton St. Margaret Parish Council: Potential Total = £191.894.43

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S/13/1690	Land at Crosslink and Kingsdown School Ermin Street Stratton	Community & Neighbourhoods	£15,442.07	30/07/2018	£15,442.07	C250	Yes	Towards the enhancement and/or provision of community facilities within the Parish - Stratton St. Margaret)	30-Jul-23	
S/13/1690	Land at Crosslink and Kingsdown School Ermin Street Stratton	Off-site LOS	£11,231.09	30/07/2018	£11,231.09	C252	Yes	Towards the provision of public open space in the Parish investment to be prioritised within the vicinity of the development (LOS in Stratton St.	30-Jul-23	

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S/13/1690	Land at Crosslink and Kingsdown School Ermin Street Stratton	Off-site play area	£32,263.28	30/07/2018	£32,263.28	C253	Yes	Towards the upgrading of an existing LEAP within the Parish (Stratton St. Margaret)	30-Jul-23	
S/13/1690	Land at Crosslink and Kingsdown School Ermin Street Stratton	Off-Site Sports Pitches	£104,089.85	19/09/2018	£104,089.85	C256	Yes	Towards the upgrade and/or enhancement of outdoor sport facilities (which may also include upgrade and/or enhancement of changing facilities/pavilion facilities) at Meadowcroft Playing Fields Addision Crescent Upper Stratton Swindon	19-Sept-23	

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S-18-0265	1A & 5 Wanborough Road Stratton	Off-site Outdoor Sports Facilities	£8,098.40	07-Oct-20	£8,098.40	C298	Yes	Unrestricted no specific purpose referenced in Deed other than for Off- site Outdoor sports (NOTE: Stratton St. Margaret owns and maintains some local sports facilities or could be used Boroughwide)	07-Oct-30	
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**Wanborough Parish Council ; Prospective Total = £17,914.55**

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S/12/1054	Land at Stanley Close	Landscape	£3,016.82	27-Jan-16	£3,016.82	C183	Yes	Towards provision of allotments and allotment facilities at Kite Hill	27-Jan-21	

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S/11/0836	Contact House Wanborough	Public Realm	£14,897.73	pooled contributions	£14,897.73	N433	Allocated	Towards the central area public realm requirements in the vicinity of the region of Wanborough.	No Limit	
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### Wroughton Parish Council: Potential Total £71,747.37

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S/OUT/14/1005 (APP/U3935/W/15/3035660) S/RES/17/0635	Land at Berkeley Farm	Off-site Major Open Space	£22,742.56	31/10/2018	£22,742.56	C258	Yes	To be applied by the Council or another party on behalf of the Council to the enhancement of existing off-site public open space in	31/10/2028	

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								the Moat Pond area, Moat Walk, within the Parish of Wroughton		
S/OUT/14/1005 (APP/U3935/W/15/3035660) S/RES/17/0635	Land at Berkeley Farm	Playing Pitches	£49,004.81	31/10/2018	£49,004.81	C259	Yes	To be applied by the Council towards off-site playing pitches to be applied by the Council to the upgrade and/or provision of outdoor sports facilities at Maunsell Way, Wroughton		

**West Swindon Parish Council: Potential Total = £10,208.36**

Planning Reference	Site Address	Contribution	Amount Received	Date Monies Received	Available Amount for Transfer	Finance Code	Available to Spend? (status)	Restriction on Spend / Use	Payback Date	Parish Request Transfer Y/N?
S-18-0461	Pilgrim Close Play area	Off Site Open Space Facilities	£4,920.05	17-Jul-20	£4,992.56	C294	Yes	Towards Tumpy Field Play Area	17-Jul-30	

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S-18-0461	Pilgrim Close Play area	Off Site Open Space Facilities	£5,140.05	17-Jul-20	£5,215.80	C295	Yes	Towards outdoor sports at West Swindon Community and Youth Centre	17-Jul-30	
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