

## COMMUNITY INFRASTRUCTURE LEVY SPENDING BOARD AND TERMS OF REFERENCE

Cabinet - 10 May 2016

Report of Chief Planning Officer

Status: For Decision

Key Decision: No

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Portfolio Holder Cllr. Piper

Contact Officers Richard Morris Ext.7268 Emma Boshell Ext. 7358

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### Recommendation to Cabinet:

That the membership, terms of reference and protocol for speakers for the Community Infrastructure Levy Spending Board be agreed as set out in Appendices A and B to this report.

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### Reason for recommendation:

To ensure that the Council is able to make decisions on how CIL funding is prioritised in an open and transparent manner.

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### Introduction and Background

- 1 The Council adopted the CIL Charging Schedule on 18 February 2014 and qualifying developments permitted since 4 August 2014 are now liable to pay CIL.
- 2 The membership and terms of reference, including the protocol for speakers, are attached to this report at Appendices A and B. Cabinet is asked to appoint the membership of the CIL Spending Board and to agree the terms of reference and protocol for speakers. If agreed, these will form part of the Council's Constitution.

### Other Options Considered and/or Rejected

Cabinet could decide not to agree to the adoption of the proposed governance arrangements. This option is not recommended by Officers on the basis that the proposals have been developed through a member-led process that has considered the issue in some detail. In addition, any identified weaknesses in the system can be addressed through the proposed review process.

## **Key Implications**

### Financial

There are some financial and staff resource implications in terms of support and administration of the CIL Spending Board which are covered within the on going work of the Democratic Services and other teams.

### Legal Implications and Risk Assessment Statement

Governance arrangements that are consistent with the CIL regulations must be agreed. If they are not then the Council runs the risk of challenges from developers over the use of CIL to the Ombudsman being upheld.

### Equality Assessment

The decisions recommended through this paper have a remote or low relevance to the substance of the Equality Act. There is no perceived impact on end users.

### **Appendices:**

Appendix A - CIL Spending Board Membership and Terms of Reference 2016/17 (to follow)

Appendix B - CIL Spending Board Protocol for Speaking For or Against Proposals

### **Background Papers:**

[Report to Cabinet 5 March 2015 - CIL Governance](#)

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**Richard Morris**  
**Chief Planning Officer**