# Hinckley & Bosworth Borough Council

# **Infrastructure Funding Statement**

1st April 2022 - 31st March 2023



#### Introduction

- 1.1 This Infrastructure Funding Statement (IFS) is prepared by Hinckley and Bosworth Borough Council, and it provides an overview of financial and non-financial contributions including, for example, affordable housing, play and open space, public realm, and health, secured through Section 106 agreements (s106) from new developments between 1st April 2022 and 31st March 2023.
- 1.2 In summary, the report provides:
  - An overview of s106 agreements.
  - S106 contributions paid to the Council in the 2022/23 monitoring period; and
  - Projects delivered in the Borough via s106 agreements in the 2022/23 monitoring period.
- 1.3 The information included in this report will be updated annually and published on the Council's website. This will ensure the most up to date information on the amount of developer contributions received from new developments in addition to information on where these monies have been spent is readily available to members of the public and interested parties.
- 1.4 In the Infrastructure Funding Statement reference will be made to the following definitions:
  - **Secured** contributions which have been secured in a signed and sealed legal agreement. The contributions will not yet have been received by the Council and if the planning permission is not implemented then there would be no requirement for the contributions.
  - Received financial or non-financial contributions which have been received by the Council.
  - Allocated contributions which have been received by the Council and allocated to specific projects.
  - Spent/delivered financial or non-financial contributions which have been spent or delivered.
- 1.5 The data reported within this document is the most robust data available at the time of publication.

#### Section 106 Obligations

- 2.1 Under Section 106 (s106) of the Town and Country Planning Act 1990 a Local Planning Authority (LPA) can seek obligations, both physically on-site and contributions off-site, when it is considered that a development will have negative impacts that cannot be dealt with through conditions in the planning permission.
- 2.2 For example, new residential developments place additional pressure on existing social, physical, and economic infrastructure in the surrounding area. Planning obligations aim to balance this extra pressure with improvements to the surrounding area to ensure that a development makes a positive contribution to the local area.
- 2.3 The obligations may be provided by the developers "in kind" that is, where the developer builds or directly provides the matters necessary to fulfil the obligation. This might be to build a certain number of affordable homes on-site. Alternatively, planning obligations can be met in the form of financial payments to the Council to provide off-site infrastructure works or contributions towards providing affordable housing elsewhere in the Borough. In some cases, it can be a combination of both on-site provision and off-site financial contributions.
- 2.4 The Government states that a planning obligation may only constitute a reason for granting planning permission for the development if it is:
  - Necessary to make the development acceptable in planning terms;
  - Directly related to the development; and
  - Fairly and reasonably related in scale and kind to the development.
- 2.5 Where it is determined that on-site infrastructure and/or affordable housing required by policy is not appropriate, the Council will request from developers a financial contribution to meet the needs outside of the development site through a s106 obligation.
- 2.6 Financial contributions towards infrastructure as a result of new development is agreed on a case-by-case basis and these contributions are usually requested to mitigate any negative impacts the new development would create.
- 2.7 The financial contribution requirement for off-site green infrastructure provision is set via Hinckley and Bosworth Borough Council's <u>Open Space and Recreational Facilities Study (2016)</u>, and off-site affordable housing contribution requirements are set by the <u>Affordable Housing SPD</u>.

- 2.8 Planning obligations towards the Leicester, Leicestershire, and Rutland Integrated Care Board (NHS), Leicestershire Police & Crime Commissioner, the Canal and River Trust and the National Forest for new developments are agreed on a case-by-case basis.
- 2.9 Leicestershire County Council planning obligations such as education, highways and transportation, library and household waste recycling centres and waste management are all collected and spent by the County Council, and it is their responsibility to report on their own contributions separately. Leicestershire County Council's IFS are available to view on their website.
- 2.10 Each financial year's IFS should be available on their website by 31<sup>st</sup> December each year and the latest one available for 2021 -22 can be found here: https://www.leicestershire.gov.uk/sites/default/files/2023-01/lcc-infrastructure-funding-statement-2021-22.pdf
- Once the s106 has been signed, it becomes an obligation, but it will only be realised if the planning permission is implemented, the development is commenced and the trigger points for payment as set out in the s106 agreement are reached.

#### **S106 Contributions Summary**

- 3.1 The detail set out in each table below is based on the requirements set out in Regulation 121a, Schedule 2, Section 3 (a) (i) of the Community Infrastructure Levy Regulations (Amendment) (2019)<sup>1</sup> and are labelled as such for clarity.
- 3.2 All S106 agreements can be viewed on our website by typing in the reference number at <a href="https://pa.hinckley-bosworth.gov.uk/online-applications/">https://pa.hinckley-bosworth.gov.uk/online-applications/</a>

<sup>&</sup>lt;sup>1</sup> https://www.legislation.gov.uk/uksi/2019/1103/schedule/2/made

(a) Total sum of financial contributions secured through signed and sealed S106 agreements between 1st April 2022 and 31st March 2023.

Table 1 Financial Contributions Secured by S106 Agreement	
Type of Obligations Secured	1 <sup>st</sup> April 2022– 31 <sup>st</sup> March 2023
Total	£1,298,114.48
Off Site Open Space Provision & Maintenance	396,604.23
On Site Open Space Maintenance (subject to being transferred to the Borough or Parish Council)	626,584.84
Health	250,233.41
Public Realm	20,502.00
HBBC Monitoring	4,190.00

Breakdown of Table 1 & Table 4
Infrastructure Secured between 1 April 2022 – 31 March 2023

Infrastructure Secured between 1 April 2022 – 31 March 2023										
Application No.	Ward/ Site	No. Units	Health Secured	Off Site Open Space	On site Open Space Areas	On Site Maintenance (If transferred)	Public Realm	HBBC Monitoring	Affordable Housing Commuted Sum /No' s (Table 4)	Misc. Obligations
20/00916/FUL	Ashby House E/Shilton	49	20,137.43	25,632.00	2	M/C			49	
21/00096/OUT	Barton Rd Osbaston	55	27,847.18	28,194.60	3	75,988.00			22	
21/00135/OU T	North Hill Top Farm E/Shilton	140	56,384.79	71,769.60	3	193,424.00			28	
21/00695/FUL (Appeal)	Crabtree Farm Barwell	51	18,779.59	37,648.92	1	70,240.00	20,502.00		13	
21/01131/OUT (Appeal)	Sketchley Lane Burbage	150	75,946.86	76,896.00	3	211,240.00			30	
21/01147/OUT	Wood Lane Higham	61	30,885.06	90,503.91	3	45,715.84				Marketing Strategy & Serviced Site
20/01012/OUT (Appeal)	Land West Workhouse Lane	40	20,252.50	65,959.20	1	29,977.00		4,190.00	10 (2 of which are 1 <sup>st</sup> Homes)	
21/00556/FUL (Appeal)	Rear of 5- 15 The Coppice Burbage	8			1	M/C				Ecological Enhancement

Continued Breakdown of Table 1 & Table 4 Infrastructure Secured between 1 April 2022 – 31 March 2023			March 2023							
21/00863/OUT	Greenacres Stapleton	8				N/A			410,357.00	
21/01377/FUL	The Greyhound Inn SUB	2			1	N/A				Best efforts to retain PH
22/00430/FUL	HIH	N/A								LETS
TOTALS		564	£250,233.41	£396,604.23	18	£626,584.84	£20,502.00	£4,190.00	£410,357.00	N/A

(a) Total sum of financial contributions received by the Council between 1st April 2022 and 31st March 2023, secured by the Council at any period in the past.

Table 2(a) HBBC Category of Contributions Received; 1st April 2022 – 31st March 2023	
Total Table 2	£636,640.41
Affordable Housing Commuted Sums	7,000.00
Off Site Open Space (Provision & Maintenance)	225,529.81
On Site Open Space Maintenance ( for land that has been transferred)	13,801.39
Public Realm (Hinckley)	72,934.54
Health	317,374.67

# Table 2 (b)

(b) On Site Open Space Contribution and Areas received by a Parish Council / HBBC upon the transfer of On-Site Open Space between 1<sup>st</sup> April 2022 and 31<sup>st</sup> March 2023, secured by the Council at any period in the past;

Table 2 (b) Contribution / Open Space Areas Transferred between 1st April 2022 – 31st	
March 2023	
Total Maintenance Received Directly to PC or HBBC	£13,801.39
Canberra Way Burbage Open space transferred to Burbage Parish Council	No Maintenance
Outlands Drive Open Spaces - Hinckley	£343k received prior to April 2022
London Road Maintenance received however area not transferred in this reporting year	13,801.39

c) Total amount of unspent (unallocated) s106 contributions as of 31<sup>st</sup> March 2023. These monies would have been requested for specific purposes to mitigate the impact of a development; however, they have not yet been allocated to their specific projects. *These monies are not those that have surpassed their clawback date.* 

Table 3 (c) Unspent (Unallocated) S106 Contributions as of 31st Ma	rch 2023		
Contribution Type	Sub-tota	ls by Type	<b>Total Contributions</b>
Off Site Open Space (held on behalf of the Parishes)		786,159.59	
Police (held on behalf of the Police & Crime Commissioner)		60,901.05	
Health (held on behalf of the LLR ICB <sup>2</sup> )		867,622.22	£1,863,708.58
Bus Works Contribution (held on behalf of LCC)		28,500.00	
National Forest (held on behalf of the National Forest)		5,103.77	
Public Realm (Earl Shilton)		115 421.95	

# Table 3 (c)

(c) (i) Section 106 Contributions surpassed the clawback date or returned between 1st April 2022 – 31st March 2023

Table 3 (c) (i) S106 Contribution	ns Surpassed clawback date or contributions returned	
Developer/Application	Reason	Amount
20/00444/FUL	Over payment / received in error	5,046.59
Total Returned	£5,046.59	

<sup>&</sup>lt;sup>2</sup> The specific breakdown of health contributions held by HBBC on behalf of the LLR ICB are detailed in Appendix 1.

d) (i) Non-monetary contributions to be provided under planning obligations (secured between 1st April 2022 – 31st March 2023)

Table 4 (d) (i) Non-Monetary obligations Secured between 1st April 2022 – 31st March 2023	
Type of Obligation	Units / Areas
Affordable Housing units secured	177
Biodiversity Net Gain Contribution	0
LETS (Local Employment and Training Strategy)	1
Public House (assistance to retain)	1
Ecology Enhancement	1
Marketing Strategy	1
On Site Open Space Areas	9 Sites (18 Areas / Typologies)

(ii) in relation to educational facilities, the number of school places for pupils which will be provided, and the category of school at which they will be provided; *This information is provided by Leicestershire County Council, details of where to find this are given below:* 

Leicestershire County Council provides this information and the Infrastructure Funding Statement for 2022-2023 should be published by 31<sup>st</sup> December 2023 which can be found at the following link once published.

https://www.leicestershire.gov.uk/environment-and-planning/planning/developer-contributions

e) & g) Total contributions received at any time and allocated to a team/project within the Council<sup>3</sup> but not spent in reporting year 1 April 2022 – 31 March 2023. These monies are not those that have surpassed their clawback date.

Table 5 (e & g) Contributions Received (at any time) and allocated but not spent in reporting year (1 April 222 – 31 March 2023)						
Type of Obligation/Contribution	Allocated To	Sub-totals	Total Table 5			
Affordable Housing Commuted Sums	Affordable Housing in the Borough	0				
Open Space Provision & Maintenance	Individual Parks which require mitigation from the relevant	748,230.07				
	development in the Borough (projects to be confirmed)					
Public Realm (Hinckley)	As detailed in the S106 Agreement		£886,332.19			
Movement & Connection Fund	New Way Finding around Sketchley Brook / Train Station / Town Centre	40,959.82				
Monitoring	Section 106 Monitoring	21,843.80				

<sup>&</sup>lt;sup>3</sup> For the open spaces within the Hinckley area that are managed by Hinckley and Bosworth Borough Council.

# Table 6 (f)

- (f) Total s106 contributions spent / transferred during 1st April 2022 31st March 2023.
- (f) (i) a breakdown of specific projects the below totals were spent on;
- (f) (ii) The amount of money (received under planning obligations) spent on repaying money borrowed, including any interest, with details of the items of infrastructure which that money was used to provide (wholly or in part); *Not applicable*.

Table 6 (f) S106 Contributions Spent / Transferred to help mitigate the impact of Developments;		
Infrastructure Type	Total Spent/Transferred between 1 <sup>st</sup> April 2022- 31 <sup>st</sup> March 2023	Total Spent
Open Space⁴	160,172.28	
Health	18,100.00	
National Forest	Nil	£671,234.94
Police	Nil	
Education	13,958.62	
Public Realm / Town Centre	40,000.00	
Affordable housing commuted Sum	439,004.04	

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<sup>&</sup>lt;sup>4</sup> Total spent by Hinckley and Bosworth Borough Parish Councils (Y5548)

# **Table 6 (f) (i)**

(i) The items of infrastructure on which that money (received under planning obligations) was spent/transferred, and the amount spent on each item.

Application No.	Ward/ Development	Place of Project	Project	Spent/Transferred	Sub Totals
<b>Education Contribution</b>					
14/00281/FUL	Former Manchester Hosiery	Hinckley Parks School	Car Park Extension	13,958.62	£13,958.62
<b>Town Centre Mitigation</b>					
10/00743/OUT	The Crescent	Clarendon Road / Surrounding Area	Clarendon Road Mitigation Scheme (which was held on behalf of LCC)	40,000.00	£40,000.00
<b>Health Contributions</b>		I			
17/01338/FUL	Middlefield Lane	Hollycroft Surgery	Hollycroft Surgery improvement project including automatic doors.	18,100.00	£18,100.00
Breakdown of Play & Op	en Space Projects spe	ent by:		1	
Barwell Parish Council			_		
16/00204/FUL	Moore Road	Masefield Close Park	Associated Maintenance	1,834.37	£5,223.89
16/00204/FUL	Moore Road	Masefield Close Park	Equipment at Radford / Masefield Close Park	3,389.52	

Burbage Parish Council			_		
Application No.	Ward/ Development	Place of Project	Project	Spent/Transferred	Sub Totals
09/00922/FUL	Moat House	Hinckley Road Park	Accessible Picnic Bench Maintenance	341.33	£2,074.93
12/00510/FUL	Coventry Road		Access Improvements and planting to Pavilion	1,733.60	
<b>Desford Parish Council</b>					
19/00149/OUT	Opp Bosworth College	Outdoor Sports in Desford	Tennis Court Improvements	13,116.00	
14/00816/FUL	Bellway Development	Kirkby Road Recreation Park	LEAP Trim Trail Equipment	33,512.50	£54,399.10
14/00816/FUL	Bellway Development	Kirkby Road Recreation Park	Exercise Fitness Outdoor Equipment	3,884.60	
14/00816/FUL	Bellway Development	Outdoor Sports in Desford	Additional Tennis Court Improvements	3,886.00	
Earl Shilton TC					
13/00949/COU	Tower Road	Borrowdale Road	Litter Bin and Bench	938.00	£938.00
<b>Groby Parish Council</b>					
15/00767/OUT	Miller Homes	Marina Park	Memorial Rose Garden	4,621.03	£4,621.03
Newbold Verdon PC		1	1		
20/00143/FUL	Bloor Development	Alans Way Sports Field	3G Pitches (All Weather)	31,482.50	£31,482.50

Application No.	Ward/ Development	Place of Project	Project	Spent/Transferred	
Ratby Parish Council					
14/00147/FUL	Jonella Fashion Ratby	Boroughs Road Recreation Ground	Equipment installed at Boroughs Road	5,003.20	
12/00178/FUL	Adj. M1 Ferndale	Ferndale Park	Equipment installed at Ferndale Park	6,173.10	
12/00178/FUL	Adj. M1 Ferndale	Ferndale Park	Associated maintenance for CCTV, Equipment, and re-surfacing	28,000.00	
12/00178/FUL	Adj. M1 Ferndale	Ferndale Park	Associated Maintenance to Ferndale Park	5,000.00	£48,835.32
12/00178/FUL	Adj. M1 Ferndale	Ferndale Park	Monkey Challenge Provision	1,269.95	
12/00750/EXT	Jonella Fashion	Ferndale Park	Monkey Challenge Provision	1,635.60	-
12/00178/FUL	Adj. M1 Ferndale	Ferndale Park	Associated Maintenance	887.47	-
12/00750/EXT	131 Station Road	Ferndale Park	Associated Maintenance	866.00	-
Stoke Golding PC			1		
15/01204/OUT	Ivy Close	Recreation Ground	New Accessible Bench	613.35	
15/01204/OUT	Ivy Close	Recreation Ground	Associated Maintenance for Provision (bench)	324.75	£938.10
Stanton Under Bardon					
PC		1			
12/01052/OUT	Main Street	Stanton Under Bardon Playing Field	Surfacing with snakes and ladders track and animals	11,659.41	£11,659.41
Total Spent		, ,			£160,172.28

(ii) The amount of money (received under planning obligations) spent on repaying money borrowed, including any interest, with details of the items of infrastructure which that money was used to provide (wholly or in part); **This is not applicable to HBBC** 

#### Table 7

(h) (iii) Amount of s106 contributions received and spent/transferred for monitoring of obligations between 1st April 2022 – 31st March 2023

Table 7 Spent / Transferred on Monitoring	
Infrastructure Type	Amount Spent/Transferred between 1 April 2022- 31 March 2023
Monitoring	£0

### Table 8

(g) (i) Total contributions (received at any time) allocated and unspent for longer term maintenance for open space and commuted sum amounts as of 31st March 2021.

Table 8 Allocated and Unspent (Long Term		
Maintenance & Commuted Sums)		
Infrastructure type	Amount Held by HBBC as of 31 March 2023	Total Held by HBBC as of
		31 March 2023
Longer Term Maintenance 5	739,195.74	
Monitoring	21,843.80	£761,039.54

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<sup>&</sup>lt;sup>5</sup> These funds are for those spaces maintained by Hinckley and Bosworth Borough Council.

(f) items of infrastructure on which money (received under planning obligations) held on behalf of internal departments was spent by the Council, and the amount spent on each item.

			Amount
Play & Open Space Provision			
Application Reference	A/C Ref	Items of Infrastructure	Amount
13/00725/FUL	T180	Argents Mead – Moat improvements (part of a long-term project 21 - 23)	4,818.27
15/00880/FUL	T361		1,635.60
11/00480/FUL	T168		532.80
12/00563/COU	T305		92.40
14/00619/FUL	T169		648.80
Sub-total Argents Mead			£7,727.87
12/01119/OUT	T165	Clarendon Park – Circular running / walking / exercise/ cycle path.	70,837.68
		Double basketball & new play equipment	
Sub-total for Clarendon Park			£70,837.68
12/01117/FUL	T170	Hollycroft Park – New Gym Equipment	369.60
13/00407/FUL	T177		2,248.95
15/01097/FUL	T181		1,635.60
16/00093/FUL	T183		484.25

Total Spend by Internal Departments		£736,083.84	
Sub-total for Affordable Housing Commut	ed Sum		£439,004.04
17/01050/FUL (T436) 15/01040/FUL (T406)		- Ambion Court	25,000.00
			390,235.25
14/01241/OUT (T415)		Ambion Court	23,768.79
Affordable Housing Commuted Sum			
Sub-total for Movement & Connection Fund			£188,414.15
Way Finding		Highways Reports	200.00
East Midlands Railway		Completion of improvements to Hinckley Railway Station (ticket machine Display Board & way finding) (funding 50/50)	38,256.60
Canal & River Trust		Tow path improvements completed (The Lime Kilns PH to Nutts Lane	149,957.55
Movement & Connection Fund (10/00518/OUT)			
Sub-total for Long Term Maintenance			£60,295.94
		or transferred open spaces	60,295.94
Long Term Maintenance for HBBC Parks <sup>6</sup>	Various	Yearly allocated maintenance on previously implemented provisions	
Play & Open Space Maintenance 16			
Sub-Total Hollycroft Park			£7,999.60
15/00523/FUL	T178	Hollycroft Fark – New Gym Equipment	807.80
15/01037/FUL	T348	Hollycroft Park – New Gym Equipment	817.80
16/00084/FUL	T184		1,635.60

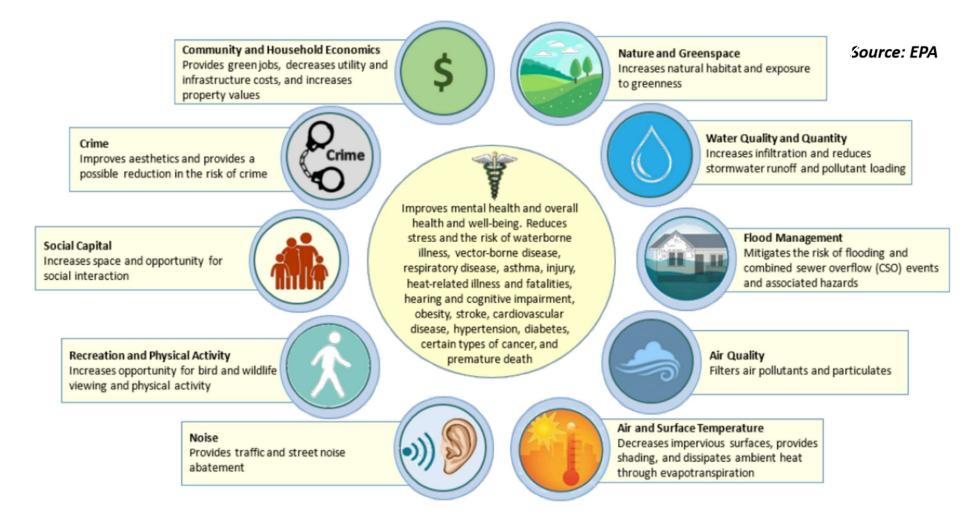
<sup>&</sup>lt;sup>6</sup> These funds are associated maintenance contributions for those spaces maintained by Hinckley and Bosworth Borough Council where provision contributions have been previously spent.

Appendix 1 - Health contributions held by HBBC on behalf of the LLR ICB:

# **Table 3 Breakdown of Health Contributions**

Breakdown of contributions held by HBBC on behalf of LLR ICB & available to spend as of 31st March 2023 by development area/ward			
Application Reference	A/C Ref	Ward Development Area / Surgery	Amount
20/00470/FUL	T444	Barlestone & Ibstock	54,059.15
Sub-Total for Barlestone			£54,059.15
07/01360/FUL	T38	Barwell Surgery	12,829.00
06/00384/OUT	Т39	Barwell Surgery	2,390.49
Sub-Total for Barwell			£15,219.49
18/00302/FUL	T408	Burbage Surgery	20,085.12
APP/K2420/W/19/3222266			
15/01292/OUT	T371	Burbage Surgery	68,312.16
Sub-Total for Burbage			£88,397.28
14/00816/FUL	T354	Desford Medical Centre	13,952.95
08/00306/FUL	T94	Desford Area	22,344.16
18/01252/OUT	T434	Desford or Ratby	55,054.05
19/00149/FUL	T420	Desford & Ratby Surgeries	52,307.03
Sub-Total for Desford			£143,658.19
15/00084/FUL	T340	Earl Shilton Surgery	21,647.90
06/01406/FUL	T116	Earl Shilton Surgery	5,876.61
Sub-Total for Earl Shilton			£27,524.51
15/00767/OUT	T384	Groby Surgery	16,916.28

06/01288/FUL	T121	Groby Surgery	23,551.12
Sub-Total for Groby			£40,467.40
17/01338/FUL	T373	Hinckley (Hollycroft)	9,180.67
18/01073/FUL	T438	Hinckley (Hollycroft)	23,029.62
08/00349/FUL	T201	Hinckley	996.60
19/00445/FUL	T421	Hinckley (Station view)	7,956.81
Sub-Total for Hinckley			£41,163.70
17/01050/OUT	T437	Market Bosworth	6,076.56
21/00379/FUL	T443	Market Bosworth	37,176.96
Sub-Total for Market Bosworth			£43,253.52
20/01283/FUL (23/00117/CONDIT	T440	Markfield	165,432.91
Sub-Total for Markfield			£165,432.91
20/001436/FUL	T419	Newbold Verdon	59,866.26
Sub-total for Newbold Verdon			£59,866.26
09/00211/FUL	T233	Ratby Surgery	41,013.78
19/00680/OUT	T405	Ratby Surgery	109,890.00
Sub-Total for Ratby			£150,903.78
<b>2</b> 1/00656/OUT	T445	Castle Mead and Pine Close Surgeries	37,676.03
Sub-Total for Stoke Golding			£37,676.03
Total Health (All Areas) As Per Table 3			£867,622.22



Environmental, social, economic, and public health benefits of green infrastructure