

## OVERVIEW & SCRUTINY PANEL (Service Support) 10 March 2009

### MONITORING OF SECTION 106 AGREEMENTS (PLANNING OBLIGATIONS) (Report by Head of Policy and Strategic Services)

#### 1. INTRODUCTION

- 1.1 The purpose of this report is to provide the Panel with an update on the receipt of S106 monies and their allocation to and expenditure on specific schemes. The report also provides an overview of future benefits from developments that have commenced but where trigger points for collection of the monies have not been reached and future potential benefits from developments which have not yet commenced.
- 1.2 As requested by the Panel, a copy of this report has been made available to all Members of the Council.

#### 2. BACKGROUND INFORMATION

- 2.1 The report has three appendices: Appendix A: Section 106 Account (covering the period 5 November 2008 to 6 February 2009), Appendix B: Future benefits by location (development commenced) and Appendix C: Future potential benefits by location (development not commenced).

Please note that the summary table has been adjusted to reflect an error in the previous report, and contains an adjusted figure for spend in the previous quarter.

- 2.2 **Appendix A** comprises 5 tables:

- **Table 1. Schemes in place**

These are developments where monies have been received and there is a specific scheme in place.

- **Table 2. Maintenance**

These are developments where monies have been received and where part of the account is ring-fenced for future maintenance of play equipment and open space. Monies will be spent in accordance with approved maintenance schedules.

ID237 was previously reported under Schemes in Place. The service department has now confirmed the sum is for maintenance purposes.

- **Table 3. Unallocated**

These are developments where monies have been received for a general purpose but where a specific scheme is being developed.

- **Table 4. Money spent in the last quarter**

This table shows the actual spending or transfers of money in the last quarter.

- **Table 5. Non-monetary benefits received**

This details non-monetary benefits recorded as received in the last quarter.

- 2.3. Appendices B and C are produced as an 'early warning' for council services and others to highlight potential income and help in the earlier development of schemes.

3. **Variation of Section 106 agreements and Grampian Conditions**

The Council has been contacted by three developers in the last quarter requesting variations to the payment schedules detailed in the relevant S106/Grampian Condition. These are being negotiated through the planning department and legal services, and the relevant ward councillors have been informed. The developments are:

ID256: The Elms, Houghton  
ID269: Sapley Road, Huntingdon  
ID244: London Road, Godmanchester

4. **RECOMMENDATION**

- 4.1 The Panel are invited to review and comment on the contents of the monitoring report.

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