

Community Infrastructure Levy Declaration required under Planning Act 2008, Section 212, subsection 4 & 5

Huntingdonshire District Council hereby declares that:

- “a) as the charging authority it has complied with the requirements of Part 11 of the Planning Act 2008 and the Community Infrastructure Levy (CIL) Regulations 2010 as amended by the CIL Regulations 2011 (including the requirements to have regard to the matters listed in Section 212 (2) and (4) of the Planning Act 2008);
- b) as the charging authority it has used appropriate available evidence to inform the draft charging schedule; and
- c) that any other matters prescribed by CIL Regulations 2010 as amended have been dealt with.”

As required under subsection (5) this Declaration was presented and approved by a majority of the members present at a meeting of Huntingdonshire District Council on 19th January 2012. A copy of the minutes of the meeting is available on the Council’s website at www.huntingdonshire.gov.uk .

Signed:

Name:

Position:

Date:

Compliance with the legislative requirements for preparing and submitting a Draft Charging Schedule

The following sets out how the requirements of Section 212 (4) of the Planning Act 2008 have been met.

Planning Act 2008	
Section 211	<p>In preparing the Draft Charging Schedule Huntingdonshire District Council has had regard to the actual and expected costs of infrastructure; the economic viability of development; other actual or expected sources of funding for infrastructure; the actual or expected administrative expenses in connection with CIL; and the Statutory Guidance.</p> <p>Huntingdonshire District Council has consulted a range of stakeholders in preparing the Draft Charging Schedule, with formal consultations taking place as follows:</p> <p>Preliminary Draft Charging Schedule - 29th July 2011 to 16.30 on 9th September 2011 Draft Charging Schedule - 23rd November 2011 to 17.00pm 3rd January 2012</p>
Section 212	<p>Huntingdonshire District Council has appointed the Planning Inspectorate to examine the Draft Charging Schedule, as an appropriate independent body that has suitable qualifications and experience for the task.</p>
Section 212	<p>The following appropriate, available evidence has informed the Draft Charging Schedule:</p> <p>The key pieces of evidence used were:</p> <ul style="list-style-type: none"> • the Huntingdonshire District Council Viability Testing of Community Infrastructure Levy Charges by Drivers Jonas Deloitte, July 2011; • the Huntingdonshire District Council CIL Addendum Report by Drivers Jonas Deloitte, November 2011; and • the Draft Charging Schedule Infrastructure Project List, November 2011. <p>The Huntingdonshire Core Strategy 2009 and evidence, including the Local Investment Framework 2009, were used.</p> <p>In addition to the above evidence, the Council has produced a CIL Background Paper to provide further information on the development of a Community Infrastructure Levy for Huntingdonshire.</p> <p>As part of the required consultation process, the following documents were also published:</p> <ul style="list-style-type: none"> • Preliminary Draft Charging Schedule Consultation Responses 2011 • Draft Charging Schedule Statement of Representations Procedure and Guidance Notes Nov 2011 • Draft Charging Schedule Notice of Public Participation Nov 2011. • Draft Charging Schedule Statement of Representations 2011 (published as part

	<p>of the report to Huntingdonshire District Council Cabinet on 19th January 2012).</p> <p>All of the above documents are available on the website at www.huntingdonshire.gov.uk .</p>
Regulation Number	The Community Infrastructure Levy Regulations 2010 as amended
12	The Draft Charging Schedule contains the information required by the Regulations, namely (a) the name of the charging authority; (b) the rates (in pounds per square metre) at which CIL is to be chargeable in the authority's area; (c) the fact that the levy rates will apply uniformly to all land uses across the whole geographic extent of the district of Huntingdonshire; and (d) an explanation of how the chargeable amount will be calculated.
13	Huntingdonshire District Council's differential levy rates are compliant with Regulation 13, which enables charging authorities to set differential rates (including nil rates) by location and type of development.
14	In setting its differential levy rates, Huntingdonshire District Council has complied with Regulation 14 (1), which requires that it, "must aim to strike what appears to the charging authority to be an appropriate balance between— a. the desirability of funding from CIL (in whole or in part) the actual and expected estimated total cost of infrastructure required to support the development of its area, taking into account other actual and expected sources of funding; and b. the potential effects (taken as a whole) of the imposition of CIL on the economic viability of development across its area.". The Viability Report and Addendum Report have been key to this.
15	<p>A Preliminary Draft Charging Schedule was approved by Cabinet on 23rd June 2011 following consideration of the submitted report and a verbal update relating to levy rate changes and published on 29th July 2011, together with the accompanying evidence base. Consultation occurred in accordance with the Regulations over the period 29th July 2011 to 16.30 on 9th September 2011 with the prescribed consultation bodies. Comments were also invited from residents, businesses and voluntary bodies, including:</p> <ul style="list-style-type: none"> • All local planning authorities adjoining the district, the county council, parish/town councils, partner consultees, infrastructure providers and other organisations and individuals subscribed to the Limehouse consultation system • Town Centre Partnerships and business networks • Voluntary / community networks • Neighbourhood Forums • Huntingdonshire Strategic Partnership • Greater Cambridge Greater Peterborough Local Enterprise Partnership <p>The document was also made available for anyone to access at:</p> <ul style="list-style-type: none"> • public libraries across the district • Customer Service Centres across the district <p>Details regarding the consultation were also made available through a local press release.</p>

	<p>A total of 134 representations from 39 respondents were received to the Preliminary Draft Charging Schedule. These helped to inform the preparation of the Draft Charging Schedule and were reported to Huntingdonshire District Council Cabinet on 17th November 2011. Full details can be found in the Preliminary Draft Charging Schedule Consultation Responses 2011.</p>
16	<p>In accordance with the Regulations, the Draft Charging Schedule was published, together with a Statement of Representations Procedure and Guidance Notes, a Comment Form, Public Notice availability of documents, relevant evidence and the 'Background Paper', on the Council's website on 23rd November 2011. Consultees were notified as required and local advertisements were placed in the Hunts Post and the Peterborough Evening Telegraph on 23rd November 2011.</p> <p>A total of 32 representations from 24 respondents were received to the Draft Charging Schedule.</p> <p>A further 3 respondents submitted comments on the Draft Charging Schedule. These were received outside the agreed time and so are not accepted formal responses although their comments have been considered.</p>
17	<p>The period for representations on the Draft Charging Schedule was 23rd November 2011 to 17.00 3rd January 2012.</p>
19	<p>Huntingdonshire District Council will submit the Declaration and the following to the examiner in accordance with the Regulations: (a) the Draft Charging Schedule; (b) a summary of the main issues raised by the representations; (c) copies of the representations; (d) any modifications; (e) copies of the relevant evidence.</p> <p>Copies of the above documents will be made available at all libraries in Huntingdonshire and Customer Service Points including the Council's main offices at Pathfinder House, St Mary's Street, Huntingdon as required by the Regulations. All documents will be available on the Council's website and a statement of the fact that the documents are available for inspection and where they can be inspected will be published.</p> <p>Any modifications to the Draft Charging Schedule, as agreed by Cabinet on 19th January 2012, will be published on the Council's website and notified to all prescribed consultation bodies, before submission of the Draft Charging Schedule to the examiner as required by the regulations.</p>