

## **LB Havering Draft Regulation 123 list**

### **October 2018**

Regulation 123 of the CIL Regulations restricts the use of planning obligations (under section 106 of the Town and Country Planning Act 1990) for infrastructure that will be funded in whole or in part by Community Infrastructure Levy (CIL), to ensure there is no duplication between the two types of developer contributions.

The list below sets out those types of infrastructure projects that Havering Council intends will be, or may be, wholly or part funded by CIL. In setting this list Havering will not seek planning obligations for infrastructure or types of infrastructure, included in the list, unless the need for specific infrastructure contributions arises directly from:

- a) fewer than five developments, where section 106 planning obligations arrangements may continue to apply if the infrastructure is required to make the development acceptable in planning terms; or
- b) a need for highways alterations, reinstatement or other works necessary to make a development acceptable in planning terms, where s278 Highways Agreements will continue to apply.

### **List of infrastructure projects or types that will or may be wholly or partly funded by CIL:**

- Provision, improvement, replacement, operation or maintenance of libraries, sport and leisure facilities (including Hornchurch Leisure Centre, new sports and leisure facilities in the south of Havering, Central Park Leisure Centre, Bretons Outdoor Recreation Centre and 3G Artificial Grass Pitches) , emergency services, cultural facilities, and green infrastructure
- Provision, improvement, replacement, operation or maintenance of education infrastructure
- Provision, improvement, replacement, operation or maintenance of public realm (including built environment and street scene)
- Provision, improvement, replacement, operation or maintenance of health and wellbeing infrastructure