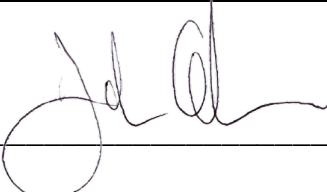


## Record of Cabinet portfolio holder decision

Local Government Act 2000 and the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012

<b>Decision made by</b>	Cllr John Cotton
<b>Key decision?</b>	Yes
<b>Date of decision</b> (same as date form signed)	
<b>Name and job title of officer requesting the decision</b>	Adrian Duffield, Head of Planning
<b>Officer contact details</b>	Email: <a href="mailto:adrian.duffield@southandvale.gov.uk">adrian.duffield@southandvale.gov.uk</a> Email: <a href="mailto:heike.wetzstein@southandvale.gov.uk">heike.wetzstein@southandvale.gov.uk</a> Mobile 0771 7271 938
<b>Decision</b>	<p>To adopt and publish the</p> <ul style="list-style-type: none"> <li>• final Section 106 Planning Obligations Supplementary Planning Document, 1 April 2016 (Appendix 1)</li> <li>• Consultation responses (Appendix 2)</li> <li>• Consultation report (Appendix 3)</li> <li>• SEA Screening Report (Appendix 4)</li> <li>• Equality Impact Assessment (Appendix 5)</li> </ul>
<b>Reasons for decision</b>	<p>The council seeks to secure infrastructure to support development growth set out in the adopted Core Strategy.</p> <p>The Community Infrastructure Levy (CIL) Charging Schedule for South Oxfordshire was adopted by Council on 18 February following two rounds of public consultations and an independent CIL examination.</p> <p>The Section 106 Planning Obligations Supplementary Planning Document (S106 SPD) sets out the council's approach towards seeking planning obligations when the Community Infrastructure Levy comes into effect on 1 April 2016.</p> <p>Once the Community Infrastructure Levy is operational we cannot ask the developer through planning obligations to contribute to the same piece of infrastructure in relation to new development.</p> <p>Planning obligations will continue to be used on individual sites to mitigate the direct impact of a proposed development and</p>

	<p>will be the primary mechanism for securing affordable housing, which is outside the remit of CIL.</p> <p>Since 6 April 2015 the council can no longer pool more than five planning obligations against a specific infrastructure project or type of infrastructure. The preferred mechanism for pooling funds towards strategic infrastructure is through CIL.</p> <p>We published and consulted on a draft S106 SPD for seven weeks, between 24 September and 13 November 2015. The overall approach as to which types of infrastructure will be funded by CIL or by S106 is set out in Table 2 of the S106 SPD.</p>			
<b>Alternative options rejected</b>	There are not alternative options to securing infrastructure. The council secure infrastructure necessary to support new development through CIL and will continue to require S106 agreements for some infrastructure.			
<b>Legal implications</b>	The complexity of S106 legal agreements will reduce as infrastructure will be funded by CIL (in the main) however the number of agreements will remain approximately the same as developments will continue to secure affordable housing via S106.			
<b>Financial implications</b>	There are no direct resource implications.			
<b>Other implications</b>	<p>A Strategic Environmental Assessment (SEA) screening has been undertaken to consider the environmental effects of the proposed S106 SPD. Consultation with the statutory bodies has been undertaken and no objections were raised. The outcome of the screening is that a SEA is not required.</p> <p>An Equality Impact Assessment (EIA) has been undertaken to ensure the proposed SPD does not create barriers to people accessing our services.</p>			
<b>Background papers considered</b>	<p>Scrutiny Report and Minutes, 9 February 2016</p> <p>Consultation responses (Appendix 2)</p> <p>Consultation report (Appendix 3)</p>			
<b>Declarations/conflict of interest? Declaration of other councillor/officer consulted by the Cabinet member?</b>				
<b>List consultees</b>		<b>Name</b>	<b>Outcome</b>	<b>Date</b>
	Ward councillors			
	Legal	Ian Price	No comments received	26/01/16
	Finance	Simon Hewings	No comments	26/02/16

			received	
	Human resources	N.A.		
	Sustainability			
	Diversity and equality	Cheryl Reeves	No comments	26/01/16
	Communications	Andy Roberts	No comments	22/01/16
	Strategic Management Board	Anna Robinson		27/01/16
<b>Confidential decision?</b> If so, under which exempt category?				
<b>Call-in waived by Scrutiny Committee chairman?</b>				
<b>Has this been discussed by Cabinet members?</b>				
<b>Cabinet portfolio holder's signature</b> To confirm the decision as set out in this notice.	<div> <div>Signature</div>  </div> <hr/> <div> <div>Date</div> <div>16th March 2016</div> </div> <hr/>			

**ONCE SIGNED, THIS FORM MUST BE HANDED TO DEMOCRATIC SERVICES IMMEDIATELY.**

For Democratic Services office use only		
Form received	Date:	Time:
Date published to all councillors	Date:	
Call-in deadline	Date:	Time:

## Guidance notes

1. This form must be completed by the lead officer who becomes the contact officer. The lead officer is responsible for ensuring that the necessary internal consultees have signed it off. The lead officer must then seek the Cabinet portfolio holder's agreement and signature.
2. Once satisfied with the decision, the Cabinet portfolio holder must sign and date the form and return it to the lead officer who should send it to Democratic Services immediately to allow the call-in period to commence. Tel. 01235 540306 or extension 7306.  
Email: [democratic.services@southandvale.gov.uk](mailto:democratic.services@southandvale.gov.uk)
3. Democratic Services will then publish the decision to the website (unless it is confidential) and send it to all councillors to commence the call-in period (five clear working days). The decision cannot be implemented until the call-in period expires. The call-in procedure can be found in the council's constitution, part 4, under the Scrutiny Committee procedure rules.
4. Before implementing the decision, the lead officer is responsible for checking with Democratic Services that the decision has not been called in.
5. If the decision has been called in, Democratic Services will notify the lead officer and decision-maker. This call-in puts the decision on hold.
6. Democratic Services will liaise with the Scrutiny Committee chairman over the date of the call-in debate. The Cabinet portfolio holder will be requested to attend the Scrutiny Committee meeting to answer the committee's questions.
7. The Scrutiny Committee may:
  - refer the decision back to the Cabinet portfolio holder for reconsideration or
  - refer the matter to Council with an alternative set of proposals (where the final decision rests with full Council) or
  - accept the Cabinet portfolio holder's decision, in which case it can be implemented immediately.