

# Brighton & Hove City Council – Community Infrastructure Levy

## Draft Infrastructure List – Draft Regulation 123 List - March 2018

This draft list of infrastructure which may be funded in whole or in part by the CIL, is provided to inform the preparation of the charging schedule and consultation on the Draft Charging Schedule (March 2018), and to ensure no duplication or double charging towards the same infrastructure project between CIL funding and s106 developer obligation.

Regulation 123 of The Community Infrastructure Levy Regulations 2010 (as amended) provides for a CIL Charging Authority to publish a list (“R123 List”) of infrastructure that will be, or may be, wholly or partly funded by a CIL. CIL can be used to fund the provision, improvement, replacement, operation or maintenance of infrastructure to support development in the Charging Authority’s area.

This draft infrastructure list should be read alongside the Draft Charging Schedule, which includes current areas of s106 obligation, s278 agreements and/or s38 of the Highways Act 1980 proposed to remain secured alongside a CIL charge for on-site/site-specific matters, which are:

- 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.

The alphabetical order of the list does not imply any preference or priority but is assessed from objectives identified in approved council strategies and plans identified in the [Brighton & Hove Council Infrastructure Delivery Plan update 2017](#) which identifies infrastructure required to support development in the City Plan Part One (2016).

The inclusion of a specific infrastructure project on this draft infrastructure and draft R123 list does not commit the council to fund the project (either in whole or in part).

<b>Infrastructure Type or Project which may be funded by Community Infrastructure Levy receipts</b>
<b><u>Air Quality</u></b> All off-site citywide Air Quality mitigation and monitoring measures priorities where identified in Infrastructure Delivery Plan.
<b><u>Education facilities</u></b> All off-site provision and improvements to new or existing schools and public sector funded education facilities.
<b><u>Emergency Services</u></b> Cumulative impacts of development upon services where identified in Infrastructure Delivery Plan.

### **Energy and Utilities**

Strategic renewable energy projects, measures and facilities provision where identified in Infrastructure Delivery Plan.

### **Flood Risk Management**

Strategic Sustainable Urban Drainage Systems (SUDS) surface water flooding - priorities where identified in Infrastructure Delivery Plan

### **Health Facilities**

Off-site citywide health care facilities provision.

### **Open Space Provision**

All off-site provision and improvements to publically accessible parks and other recreation open space facilities including amenity green areas and areas for food growing.

### **Recreation space built facilities**

All off-site provision and improvements including built provision to play space, indoor/outdoor sports, and playing fields.

### **Provision and enhancement of Green Infrastructure network**

Green infrastructure network connectivity including cross boundary infrastructure, rights of way, biodiversity measures and tree planting.

### **Public realm and cultural infrastructure**

Strategic public realm upgrade including environmental improvements, components for delivery of arts, cultural provision and production space and technology.

### **Transport and Highways**

City wide transport improvements including walking and cycling facilities and networks, public transport facilities and services, road safety, and parking and traffic management.

Off-site provision, improvement and maintenance to new and existing public highways infrastructure and rights of way including traffic signals, junction upgrades and lighting.