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**From:**  
**Sent:** 03 April 2018 16:16  
**To:** PlanningPolicy  
**Subject:** CIL draft charging schedule Brighton & Hove City Council - NE response  
**Attachments:** Statement of Reps procedure final.pdf

Our ref. 242827

Dear Sir/Madam

**Re: Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council**

Thank you for your email notifying Natural England of the above consultation.

**Natural England does not consider that this poses any likely risk or opportunity in relation to our statutory purpose, and so does not wish to comment on this consultation.**

Yours faithfully

**We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.**

In an effort to reduce Natural England's carbon footprint, I will, wherever possible, avoid travelling to meetings and attend via audio, video or web conferencing.

**Natural England offers two chargeable services - the Discretionary Advice Service, which provides pre-application and post-consent advice on planning/licensing proposals to developers and consultants, and the Pre-submission Screening Service for European Protected Species mitigation licence applications. These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.**

For further information on the Discretionary Advice Service see [here](#)

For further information on the Pre-submission Screening Service see [here](#)

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**From:** PlanningPolicy  
**Sent:** 24 April 2018 08:45  
**To:**  
**Subject:** FW: Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council

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**From:** Policy, Planning  
**Sent:** 23 April 2018 10:39 AM  
**To:** PlanningPolicy  
**Subject:** FW: Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council

Dear Sir/Madam,

Thank you for your email below inviting Southern Water to comment on the Draft Community Infrastructure Levy (CIL) Charging Schedule and relevant evidence. I can confirm that we have reviewed the documents, and at this stage we have no comments to make.

We look forward to being kept updated as to the progress of the Draft CIL Charging Schedule.

Yours faithfully,



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**From:** PlanningPolicy [<mailto:PlanningPolicy@brighton-hove.gov.uk>]  
**Sent:** 27 March 2018 16:32  
**Subject:** Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council

Dear Sir/Madam

Re: Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council

We are writing to inform you that we are publishing and consulting upon a Draft Charging Schedule (DCS) for a Community Infrastructure Levy (CIL), in line with CIL Regulations 2010 (as amended). We invite representations from you on this draft charging schedule. **Please could you cascade this invitation to make representations within your organisation.**

**The consultation period is open for 6 weeks between 28 March 2018 and 8 May 2018.**

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**From:**  
**Sent:** 07 June 2018 15:04  
**To:** PlanningPolicy  
**Subject:** Community Infrastructure Levy – Draft Charging Schedule

Dear Sir / Madam

I refer to your email of 1 May 2018 regarding the above consultation document. Historic England has no comment to make on the content of the draft Charging Schedule at this time.

Yours faithfully,



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## Comment

|                        |   |
|------------------------|---|
| <b>Event Name</b>      | Community Infrastructure Levy Draft Charging Schedule |
| <b>Comment ID</b>      | 14  |
| <b>Response Date</b>   | 11/06/18 10:55  |
| <b>Status</b>          | Submitted   |
| <b>Submission Type</b> | Web   |
| <b>Version</b>         | 0.1   |

### 1. Your details

**Title**

**Forename**

**Surname**

**Job Title (if applicable)**

**Organisation (if applicable)** Sport England

**Address**

**Postcode**

**Email Address**

**Telephone No.**

### Part B: Your Representation

Please use the space below to provide detailed comments

Please use a separate section of Part B for each representation (to follow on the next page)

Sport England is pleased to note that S106 contributions will be required for sport facilities required on site, however, it would strongly encourage off-site mitigations are also included within this (ie on the 123 list). The current Playing Pitch Strategy is up to date and could be used to inform when off-site mitigation is appropriate (eg, smaller sites where new sport provision is not required, but where nearby pitches may require improvements to allow them to cope with increased use from new development.)

**From:**  
**To:** [PlanningPolicy](#)  
**Subject:** Publication of Community Infrastructure Levy - Draft Charging Schedule and relevant evidence, Brighton & Hove City Council - Comments from the Environment Agency  
**Date:** 01 May 2018 13:55:21

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Dear

Thank you for consulting the Environment Agency on the Draft Charging Schedule and relevant evidence for Brighton and Hove City Council. Our comments are as follows:

### **Community Infrastructure Levy Draft Charging Schedule March 2108**

On Page 9 of the document, we support that the following will continue to receive contributions (s106) for on-site/site-specific provision:

- Development related flood defences and coastal engineering including site-specific policy allocation mitigation;
- Development related water supply & utilities provision, & wastewater drainage
- Development related nature conservation and ecological measures.

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

We support that the following are included within the Draft Regulation 123 List:

- **Flood Risk Management**  
Strategic Sustainable Urban Drainage Systems (SUDS) surface water flooding - priorities where identified in Infrastructure Delivery Plan
- **Provision and enhancement of Green Infrastructure network**  
Green infrastructure network connectivity including cross boundary infrastructure, rights of way, biodiversity measures and tree planting.

Please do not hesitate to contact me should you require clarification of any of the above.

Kind regards

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**From:**  
**Sent:** 13 June 2018 14:39  
**To:** PlanningPolicy  
**Cc:** |  
**Subject:** Consultation on BHCC CIL Draft Charging Schedule and relevant evidence

Dear Planning Policy Team,

**Consultation on BHCC CIL Draft Charging Schedule and relevant evidence**

Thank you for inviting Highways England to comment on the BHCC CIL Draft Charging Schedule and relevant evidence.

Highways England has been appointed by the Secretary of State for Transport as strategic highway company under the provisions of the Infrastructure Act 2015 and is the highway authority, traffic authority and street authority for the strategic road network (SRN). The SRN is a critical national asset and as such Highways England works to ensure that it operates and is managed in the public interest, both in respect of current activities and needs as well as in providing effective stewardship of its long-term operation and integrity. We will therefore be concerned with proposals that have the potential to impact the safe and efficient operation of the SRN.

Having reviewed the BHCC CIL Draft Charging Schedule, Highways England does not offer any comments in this regard.

Highways England have agreed potential mitigations with the council at the relevant A27 junctions impacted by the Councils City Plan Parts 1 & 2. The agreed highway mitigations fall outside of CIL contributions and should be funded by development via S278 agreements with Highways England but in some instances may occur through s106 agreement. Jointly we will need to ensure that contributions collected towards agreed highway mitigations are index linked and held for a sufficient period to enable all relevant contributions from development to be collected and the agreed works constructed. Accordingly, we are advising that payback periods for such contributions should be no shorter the length of the plan period to ensure successful delivery of agreed mitigation works.

Thank you again for consulting with Highways England and please continue to consult us via our inbox:

Kind regards

13<sup>th</sup> June 2018

Planning Policy  
Planning Department  
Brighton and Hove City Council  
Hove Town Hall  
Norton Road  
Hove  
BN3 3BQ

Dear

**Brighton & Hove City Council Community Infrastructure Levy Draft Charging Schedule Representations on behalf of the Sussex Police & Crime Commissioner**

Thank you for consulting Sussex Police on the Brighton & Hove City Council CIL Draft Charging Schedule. Sussex Police welcome the recognition of policing and other emergency service providers on the Regulation 123 list (March 2018). The current wording lists 'Emergency Services' and the "Cumulative impacts of development upon services where identified in Infrastructure Delivery Plan". As raised at our recent meeting there were concerns over a generic wording encompassing all infrastructure associated with emergency due to the restrictions on double dipping planning contributions imposed by CIL Regulation 123. The current wording would also depend on the next review of the City Councils IDP which is expected in spring 2019.

The importance of alternative funding mechanisms to support essential infrastructure providers is becoming increasingly critical to support new and existing communities. Ensuring that both CIL and Section 106 developer contributions can support new or improved infrastructure and initiatives to reduce crime in the City is a key priority for the Chief Constable and the Police & Crime Commissioner for Sussex. Securing essential developer contributions will enable Sussex Police to retain more funding to provide frontline policing and provide the highest level of service to the residents of the City.

One of Sussex Police's recent major infrastructure projects has been the substantial renovations to John Street police station. This project cost in the region of £14million and was fully funded by Sussex Police's Operational Delivery Budget. The major renovations to John Street have significantly increased capacity for this station and allowed a number of new teams and partner organisations to utilise this key site in Brighton. There are currently works being scoped for the MASH (Multi Agency Services Hub) hub and the remaining basement / lower ground floor has been identified as potential areas of expansion/adaption to meet the increasing demand for policing in the City.

As detailed in previous representations Sussex Police receive an annual capital grant of only £0.9m per year from Central Government. This supported less than 4% of Sussex Police's capital budget requirement of £23m for the 2017/18 financial year. The remaining funding was sourced from capital receipts (building sales) and revenue contributions. This demonstrates the critical need for developer contributions towards policing due to the significant demands development growth places on the police force and the limited alternative funding resources available to the police force.

Sussex Police have a statutory obligation to provide infrastructure necessary to keep people safe and assist vulnerable persons. Austerity cuts over the last 8 years have severely impacted the Force's ability to invest in capital purchases necessary due to growth. The Sussex PCC's Medium Term Financial Strategy (Feb 2018) shows a funding gap of £17m over the next 4 years which will be supported by Sussex Police reserves. There is currently no headroom for further investment opportunity and capital projects which will be strictly limited to maintaining existing premises and maintaining / re-providing essential policing infrastructure when absolutely necessary.

Due to the recent precept uplift affecting the 2018/19 and 2019/20 police budgets, Sussex Police have the opportunity to strengthen policing with an additional 200 police officers. These new posts are in addition to protecting nearly 500 police officer and staff posts it had planned to lose as part of its savings plans. The increase in the precept has put the force in a much stronger financial position. Due to this recent recruitment announcement, there will be a significant demand to further increase capacity of our major policing sites (such as John Street) in the next 2-3 years to accommodate new officers and staff.

Following on from our recent meeting our recommendations for the revised CIL REG123 list would be as follows:

| <b><i>Infrastructure type or project to be funded via the Community Infrastructure Levy</i></b>  | <b><i>Exclusions (to be funded by sites specific developer contributions)</i></b>   |
|--|---|
| <p><u><i>Emergency services</i></u></p> <ul style="list-style-type: none"> <li>• Improvements to Brighton police station (John Street) to increase future capacity;</li> <li>• Investment in citywide ANPR (Automatic Number Plate Recognition) cameras for policing and journey time vehicle purposes.</li> </ul> | <p><u><i>Emergency services</i></u></p> <p><i>Improvements that are directly related to a specific development (ie; CCTV, On-site emergency services facilities).</i></p> |

Overall, we trust this representation is helpful to the process of Brighton & Hove City Councils adoption of the Community Infrastructure Levy, however should you have any queries or further information be needed, please do not hesitate to contact us.

Yours sincerely

*“Without prejudice to any obligation upon it, it shall be the duty of each local authority to exercise its various functions with due regard to the likely effect of these functions on, and the need to do all that it reasonably can, to prevent crime and disorder in its area: Section 17(1) of the Crime and Disorder Act 1999*