

Future Implications for the MPS / MPA of the 'Community Infrastructure Levy' on funding Policing Infrastructure

Background

1. The CIL will be a new charge which local authorities will be empowered to charge on new developments. Based on a simple formula which relates the size of the charge to the size and character of the development planned, the proceeds of the Levy will be spent on local and sub-regional infrastructure to support the development of the area.
2. The Government considers that, in light of the CIL, it is not appropriate that planning obligations should continue to be used to such an extent, stating that planning obligations should remain specifically linked to securing necessary provisions relevant to specific development schemes, while CIL contributions are for general infrastructure needs.

The Mechanism for Establishing a CIL

3. Charging authorities, which could include all London Boroughs, will be required to produce a charging schedule setting out CIL charges in their area. The charging schedule will be tested to ensure transparency and robustness, allowing the MPA/MPS to make representations to secure their position and obtain contributions. The charging schedule must be informed by appropriate available evidence including an infrastructure plan which identifies infrastructure needs and costs, phasing of development, funding sources, and responsibilities for delivery.
4. By feeding into charging schedules, the MPA will be able to benefit from CIL receipts from a much wider range of developments than at present enabling pooled contributions to fund future policing infrastructure across London. Policing contributions may be excluded if not identified as a priority within any local charging schedule. It will be necessary to ensure that the MPA benefit from the pooled funds when distributed by the charging authority.

Implications for the MPS / MPA

5. Given the reduction in scope of planning obligations and the roll out of CIL, the MPA need to consider how they will move forward and make optimum use of the revised system for obtaining developer contributions to fund policing infrastructure. To either (a) seek to include the funding of policing infrastructure through CIL at a borough level, or (b) continue to seek policing contributions through the S106 process.
6. If pursuing developer contributions through the CIL mechanism, the MPA will need to provide each borough (charging authority) with the required information to assess and calculate the contribution towards policing infrastructure from each new development. Given that the CIL Legislation

was implemented in April 2010, charging authorities could potentially start preparing the charging schedules as of now. This charging schedule will need to include information on policing facilities pertaining to;

- i. The need for new facilities, including airwaves arising from the growth in population in the area;
 - ii. The cost of providing these facilities;
 - iii. Any funding available to contribute towards the costs of the required facilities.
7. Further background on CIL, S106 Planning Obligations and the implications for the MPA are available on request.