**Subject: Mayoral Community Infrastructure Levy – Draft SPG Consultation**

Report to: Planning Committee

Report of: Executive Director of Secretariat Date: 15 January 2013

This report will be considered in public

1. **Summary**

1.1 The Mayor has issued for public consultation draft supplementary planning guidance (SPG) on ‘Use of planning obligations in the funding of Crossrail, and the Mayoral Community Infrastructure Levy’. This report asks Members to agree the Committee’s consultation response.

2. **Recommendation**

That the Committee agrees a response to the Mayor’s draft SPG consultation on the 'Use of planning obligations in the funding of Crossrail, and the Mayoral Community Infrastructure Levy'.

3. **Background**

3.1 In November 2012 the Mayor has issued for public consultation draft supplementary planning guidance (SPG) on ‘Use of planning obligations in the funding of Crossrail, and the Mayoral Community Infrastructure Levy’. This provides guidance on implementation of London Plan policies on the funding of Crossrail, planning obligations and the Community Infrastructure Levy (CIL). When published it will replace the SPG on “use of planning obligations in the funding of Crossrail” published in July 2010.

3.2 The draft guidance includes:

- Details of the Mayor’s policy for using planning obligations (often known as “section 106 agreements”) to seek contributions towards the cost of Crossrail;
- Information about the Mayor’s Community Infrastructure Levy;
- Guidance on implementation issues relating to both policies; and
- Information about the Mayor’s role in borough CIL-setting, and general guidance on the CIL.
4. **Issues for Consideration**

4.1 The Committee undertook a short review of the operation of the Community Infrastructure Levy in London with the following terms of reference:

1. To collect information on the boroughs’ work on their Community Infrastructure Levy schedules to date and the challenges they are facing;
2. To identify the possible impact of the Community Infrastructure Levy on London; and
3. To examine the principles of the Community Infrastructure Levy, in particular the issue of equity between boroughs, and, if appropriate, recommend amendments which can be directed to Mayor or government.

4.2 The Committee held two meetings on 13 September and 17 October 2012 with a number of invited experts that gave the opportunity for Members to:

- Identify the issues that need to be considered when setting up a CIL from both the boroughs’ point of view as well as developers, and
- The impact of CIL and the Mayoral CIL on London regeneration and also what guidance the Mayor should offer in this respect to boroughs through his SPG.

4.3 Following the publication of the Mayor’s draft SPG on the use of planning obligations in the funding of Crossrail, and the Mayoral Community Infrastructure Levy Members have been considering the Committee’s draft response to the consultation using a variety of views gathered through written submissions from stakeholders and the discussions with invited experts.

4.4 To allow sufficient consideration of the issues raised in the Mayor’s draft SPG consultation, Members will be making comments in the period after this agenda has gone to print. Therefore the Chair has agreed that the final response draft will be tabled at this meeting for agreement.

4.5 The draft response which Members will be asked to agree will be tabled at the meeting.

5. **Legal Implications**

5.1 The Committee has the power to do what is recommended is this report.

6. **Financial Implications**

6.1 There are no direct GLA financial implications arising from this report.
List of Background Papers: There are none.

Review of the Community Infrastructure Levy (CIL) in London:
http://www.london.gov.uk/sites/default/files/Final%20CIL%20Scoping%2031%20July%202012.pdf

Transcripts of the Committee’s discussion with experts on 13 September and 17 October 2012:

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