

Section 106 Q2 2024/25 Position

Legal Agreements under Section 106 of the Town and Country Planning Act secure developer contributions to mitigate the impacts of the development on the local area. The District Council holds funds generated from legal agreements on behalf of the Council and third parties, such as the Healthcare bodies or the National Forest Company. The Council then holds those funds in an interest-bearing account until they are spent by the body responsible for implementing the requirements in the legal agreement which secured them.

The table below summarises the position at September 2024 for the various types of contributions included in agreements.

Type of Contribution	Provisional Opening Balance	Contributions Received	Contributions Paid to Third Parties	Expenditure by the Council	Closing Balance
River Mease - Available	6,924	0	0	0	6,924
River Mease - Retain	222,493	85,176	0	0	307,669
Air Quality	53,841	0	0	0	53,841
LCC	0	792,037	(748,242)	0	43,795
Police	82,569	26,706	(28,237)	0	81,037
Recreation/Play Areas/Leisure	724,998	0	(42,875)	(54,400)	627,723
Parish Councils	1,561	0	0	0	1,561
Affordable Housing	2,548,477	0	0	0	2,548,477
National Forest - Available	81,732	12,641	0	0	94,374
Healthcare	335,479	31,114	0	0	366,592
Highways	3,971,383	0	(2,445,211)	0	1,526,173
Network Rail	18,354	0	0	0	18,354
CCTV	12,400	0	0	0	12,400
Land & Open Space	100,772	0	(7,510)	0	93,262
	8,160,984	947,675	(3,272,075)	(54,400)	5,782,184

*River Mease monies are split in to two pots. Those in the 'Retain' pot is where payment has been made upon the grant of planning permission, but the requirement was for money to be paid at commencement of development. Therefore, until development commences this money cannot be used. If it was and the development did not start, the applicant would be able to reclaim the money.