

## **Content of Memorandum of Understanding between Havant Borough Council ('the Council') and the Emsworth Neighbourhood Forum ('the Forum') with regards to CIL Neighbourhood Portion Spending in Emsworth**

### **General Principles**

- 1 The Council has published a CIL Spending Protocol, which forms the basis for all CIL spending in the Borough, including the Neighbourhood Portion in Emsworth.
- 2 The CIL Regulations enshrine an increased Neighbourhood CIL for areas with a Neighbourhood Plan. Emsworth has a made Neighbourhood Plan, produced by the Forum. This brings with it an increased CIL to be allocated to Emsworth (subject to Principle 1 above), and a role for the Forum in steering how that CIL is spent. Both parties understand that the Forum will be seeking to assure that its allocation of CIL aligns with the intentions of the CIL Regulations.
- 3 Following from Principle 2, the Forum and the Council will work together to ensure that CIL funds are allocated to address the infrastructure needs of Emsworth arising from new development in the ward.
- 4 The Council's spending of CIL, including the contents of the CIL Spending Protocol will be kept under review, through annual scrutiny by the Council's Planning Policy Committee.

### **Use of Neighbourhood CIL funds in Emsworth**

- 5 Neighbourhood CIL funds may be used in Emsworth on the infrastructure asset themes established through the Council's CIL Spending Protocol, and/or other infrastructure themes, as established through the local Programme of Priority Projects (see Principles 10 to 13).
- 6 Neighbourhood CIL funds may be used in Emsworth on assets owned by the Council or those owned or managed by other public bodies or voluntary organisations where these provide notable public benefits.
- 7 CIL funds will be retained in the Council's CIL Neighbourhood Portion account until works on a project are complete.
- 8 CIL funds may be carried over from one financial year to another in order to build funds for larger projects.

### **Priority Projects for Neighbourhood CIL spend in Emsworth**

- 9 The Emsworth Neighbourhood Plan contains a list of priority projects, some of which are for infrastructure. The Forum will refine this list to establish a definitive list of priority infrastructure projects supported by the local community. The list may include new projects arising from on-going consultation with the community.
- 10 The Forum will maintain this list as a rolling programme of priority projects. Projects on the list will be worked up by the Forum to a high level feasibility stage, including pre-design details, an estimate of costs, parties involved in design, delivery and post-delivery stages, estimated timescales for delivery.
- 11 In working up the Programme of Priority Projects the Forum will work with the Council. This is of particular importance where Council assets or delivery teams are involved in delivery, and/or where consents are required.
- 12 Both parties acknowledge that the selection of priority projects, community consultation and joint working on feasibility and delivery are an iterative process.
- 13 The Forum will formally make available their Programme of Priority Projects to the Council by the end of July each year.
- 14 Council delivery teams should take the Programme of Priority Projects for Emsworth into account in planning their spend over the coming year or years.

### **Emsworth Infrastructure Panel**

- 15 The Forum and the Council together will establish an Emsworth Infrastructure Panel. This will comprise the Forum's infrastructure leads, ward councillors, the Council's cabinet lead for CIL and an officer from the Planning Policy Team. Officers from the Council delivery teams or other relevant bodies may also be invited to individual meetings as necessary.
- 16 The purpose of the Infrastructure Panel is:
  - to consider the Programme of Priority Projects
  - to consider the impact of the Council's CIL spending protocol, and if deemed necessary, make representations to the Planning Policy Committee's review(s) of CIL spending.
  - to consider any other matters that may arise in regard to Neighbourhood CIL spending in Emsworth
- 17 The Infrastructure Panel will meet bi-annually, in July and in December/January, to establish the priority projects and to review progress on the implementation of the programme.