

**Bath and North East Somerset Council Local Plan Partial Update Examination  
Inspector's Initial Matters, Issues and Questions Matter 4**

**Note setting out the CIL strategic and local spend arrangement relating to transport infrastructure**

- 1.1 At day two of the examination hearings the Inspector requested the Council to prepare a note setting out the CIL strategic and local spend arrangement relating to transport infrastructure.
- 1.2 The **B&NES Infrastructure Funding Statement** sets out the types of infrastructure that Strategic CIL will be allocated to. **Appendix A** (page 14) sets out the Infrastructure List. It includes: *Strategic Transport Infrastructure including cycling and walking infrastructure, and public transport (excluding development specific mitigation works on, or directly related to, a development site)*  
**B&NES Infrastructure Funding Statement Annual Report 2020/21**  
<https://beta.bathnes.gov.uk/sites/default/files/2021-12/Infrastructure%20Funding%20Statement%202021.pdf>

**STRATEGIC CIL**

- 1.3 In terms of the Council's principles for spending strategic CIL, this is set out in the annual Cabinet Report allocating strategic CIL.

*The Council's principles underpinning decisions on spending of CIL funds are:*

- *CIL regulations require that funding can only be spent on Infrastructure;*
- *Priority is given to infrastructure in the Infrastructure Delivery Plan (IDP) which is critical to support planned growth;*
- *Spend should be aligned with the Council's Capital Programme;*
- *Decisions are made annually but based on a longer-term programme of spend to ensure a co-ordinated approach;*
- *Spend should take account of the location of developments where CIL is generated;*
- *Strategic and Local CIL spend should be aligned where it is beneficial.*

- 1.4 The latest Community Infrastructure Levy (CIL) Allocations 2022/23 as below.  
<https://democracy.bathnes.gov.uk/documents/s70181/Community%20Infrastructure%20Levy%20CIL%20Allocations%20-%20Appendix%205v.pdf>

**LOCAL CIL**

**Parish /Town Councils**

- 1.5 Decisions on the allocation of Local CIL are made by Parish/Town Councils. There is no requirement by B&NES Council for Parish Councils to spend Local CIL on transport infrastructure.

**Bath CIL (unparished area)**

1.6 An Advisory Board made up of eight Bath Ward Councillors has been set up to consider applications for Local CIL in Bath. Recommendations are made to the Cabinet which makes the final decision. The principles for allocation of Bath Local CIL are as follows:

- *Projects must address the specific impacts of the new developments from which the funding has been generated.*
- *Projects must provide links to the locality of the area where development has taken place.*
- *Projects must receive community support. Applicants will be required to provide evidence that the needs of the community have been listened to before applications will be considered.*
- *When approving projects these must show that they either: (i) support the development of the relevant area by funding the provision, improvement, replacement, operation or maintenance of infrastructure or (ii) anything else that is concerned with addressing the demands that development places on the area.*

**PLANNING OBLIGATIONS**

1.7 The Council makes it clear in the approved Planning Obligations Supplementary Planning Document (SPD) (2015), the Draft Planning Obligations SPD (April 2022) and CIL Infrastructure list that transport infrastructure works related to specific developments will be secured via Planning Obligations.

References are below:

**Planning Obligations SPD Approved 2015 as amended in 2019**

<https://beta.bathnes.gov.uk/sites/default/files/2020-02/planningobligationsspdaugust2019.pdf>

***Transport Infrastructure Works***

<https://beta.bathnes.gov.uk/sites/default/files/2020-02/planningobligationsspdaugust2019.pdf#page=36>

***Public Transport***

<https://beta.bathnes.gov.uk/sites/default/files/2020-02/planningobligationsspdaugust2019.pdf#page=39>

**Draft Planning Obligations Review SPD April 2022**

A Draft Planning Obligations SPD has recently been consulted on (May/June 2022).

Representations received are currently being considered. The document link as follows:

<https://beta.bathnes.gov.uk/sites/default/files/Planning%20Obligations%20SPD%20-%20consultation%20version.pdf>

***Transport Infrastructure Works***

<https://beta.bathnes.gov.uk/sites/default/files/Planning%20Obligations%20SPD%20-%20consultation%20version.pdf#page=39>

***Public Transport***

<https://beta.bathnes.gov.uk/sites/default/files/Planning%20Obligations%20SPD%20-%20consultation%20version.pdf#page=42>