

**Executive Decision
Individual Decision Notice**



Decision Maker: Cabinet, 6 Sep 16

Classification:
Unrestricted

**Adoption of Regulation 123 List 2016 and Planning Obligations
Supplementary Planning Document (SPD) 2016**

Under the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 – notice is required to be given of the intention to take Executive Key Decisions.

Notice is given either through an Individual Decision Notice or through the Forward Plan. Notice must normally be given 28 Days' before the decision can be taken.

Key Decision? Yes	Ward(s) All Wards
Summary of Decision	<p>Approval is sought from Cabinet on 6th September 2016 on the revisions made to the Community Infrastructure Levy (CIL) Regulation 123 List and Planning Obligations SPD.</p> <p>The Planning Obligations SPD (2016) is intended to replace the current Planning Obligations SPD (2012). The revised CIL Regulation 123 List will replace the current list (April 2015).</p> <p>The revised Planning Obligations SPD sets out the Council's approach in securing Planning Contributions, outlining the restrictions of CIL Regulations 123 and 122 in order to understand the relationship and differences between CIL and Planning Obligations (also known as S106 obligations). The CIL Regulation 123 List sets out those matters that will not be subject to planning contributions as they are deemed to have been met by the developer through the payment of CIL.</p>

Community Plan Theme	A Great Place to Live
Cabinet Member	Cabinet Member for Strategic Development (Councillor Rachel Blake)
Who will be consulted before decision is made	These documents were made available for public consultation in 2103, April/May 2015 and May 2016. Directorates within the Council as well as the public were invited to make comments on

and how will this consultation take place	the documents.
Has an Equality Impact Assessment been carried out and if so the result of this Assessment?	No, an Equality Impact Assessment was carried in 2015 prior to the consultation on both documents April/May 2015. Subsequent changes to these documents following consultation are not substantive and therefore a new EqIA does not need to be carried out.
Contact details for comments or additional information	Owen Whalley (Service Head Planning and Building Control, Development & Renewal) owen.whalley@towerhamlets.gov.uk
What supporting documents or other information will be available?	<ol style="list-style-type: none"> 1. Appendix A: Planning Obligations SPD (September 2016) 2. Appendix B: Regulation 123 list (September 2016) 3. Appendix C: Equalities Impact Analysis 4. Appendix D: SEA Screening 5. Appendix E: Consultation Statement
Is there an intention to consider this report in private session and if so why (Paragraph number – see notes section)?	No, Unrestricted

NOTES

Advance notice of Key Decisions

Key decisions are all those decisions which involve major spending, or savings, or which have a significant impact on the local community. The precise definition of a key decision adopted by Tower Hamlets is contained in Article 13.03 of the [Constitution](#). Key Decisions are taken by the Mayor, or the Mayor in Cabinet.

Individual notices of new Key Decisions will be published on the website as they are known, whilst a Forward Plan collating these decisions will be published 28 days before each Cabinet meeting. The Forward Plan will be published on the Council's website and will also be available to view at the Town Hall and Libraries, Ideas Centres and One Stop Shops if required. [The Committee pages](#) on the Council website include copies of the Forward Plan, Cabinet and other meeting dates and the publication dates of the Forward Plan.

If, due to reasons of urgency, a Key Decision has to be taken where 28 days' notice have not been given. Notice will be published (including on the website) as early as possible and Urgency Procedures as set out in the Constitution will have to be followed.

The most effective way for the public to make their views known about the issues listed in the Forward Plan is to examine the consultation column of the Forward Plan, and/or contact the report author or Cabinet Lead Member as soon as

possible, and no later than 10 working days before the decision is expected to be taken.

You can also view the Council's [Consultation Calendar](#), which lists all the issues on which the Council and its partners are consulting.

Reports, appendices and background papers will be available on the Council's website 5 clear working days before the Cabinet meeting. For all other information or to submit documents in relation to any issue, please contact the relevant officer.

Notice of Intention to Conduct Business in Private

The Council is also required to give at least 28 days' notice if it wishes to consider any of the reports on the agenda of an Executive meeting (such as Cabinet) in private session. The last row of each item below will indicate any proposal to consider that item in private session. Should you wish to make any representations in relation to an item being considered in private please contact Democratic Services on the contact details listed below. Note that this applies to Cabinet but not to Individual Mayoral Decisions outside of Cabinet.

The notice may reference a paragraph of Section 12A of the 1972 Local Government Act. In summary those paragraphs refer to the following types of exempt information (more information is available in the Constitution):

1. Information relating to any individual
2. Information which is likely to reveal the identity of an individual
3. Information relating to the financial or business affairs of any particular person (including the authority handling the information)
4. Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matters arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.
5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
6. Information which reveals that the authority proposes:-
 - a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - b) to make an order or direction under any enactment.
7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Democratic Services Contact Details:

Contact Matthew Mannion
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