Rushmoor Borough Council Annual Infrastructure Funding Statement 2021

Reporting Period: From 01 April 2020 to 31 March 2021

December 2021

Table of Contents

1.	Introduction	3
	Table 1 – Reporting Requirements Summary	4
2.	Planning Obligations in Rushmoor	5
	What are Planning Obligations?	5
	What can planning obligations deliver?	5
	What is the role of Hampshire County Council?	6
	Infrastructure Need / Plan	7
3.	Value of legal agreements entered into during the reported year	8
	Table 2 - The total amount of money to be provided under any planning obligation which were entered into during the reported year	
	Non-monetary legal agreements entered into during the 2020/21 monitoring	10
	Table 3 - non-monetary contributions to be provided under planning obligations which were entered into during the reported year	
4.	Money received during the reported year	11
	Table 4 – Summary of monies received during the reported year	11
	Table 5 - Detailed summary transactions relating to financial contributions receiby way of S106 planning obligations	
5.	Funds received before the reported year which have been allocated by the	е
aı	uthority	14
	Table 6 - the total amount of money under any planning obligations which was received before the reported year and allocated to a specific project	14
	Funds received before the reported year which have not been allocated by	-
	Table 7 - the total amount of money received before the reported year which han not been allocated by the authority	
7.	Funds spent during the reported year	17
	Table 8 - amount of money spent during the monitoring year	
8.	Monitoring and Review	21

1. Introduction

- 1.1 The Infrastructure Funding Statement (IFS) sets out how developer contributions from Section 106 Agreements (S106) have been allocated and spent on the infrastructure priorities of Rushmoor Borough Council for the previous financial year (April 2020 2021).
- 1.2 In accordance with the Community Infrastructure Levy Regulations, any authority that receives a contribution from development through section 106 planning obligations is required to prepare an Infrastructure Funding Statement¹.
- 1.3 This is the second Infrastructure Funding Statement produced by Rushmoor Borough Council, following the introduction of the IFS with the amended <u>CIL regulations</u> in 2019². As Rushmoor has not implemented the Community Infrastructure Levy (CIL), this document provides details on planning obligations secured in the Borough, including:
 - The total amount of money to be provided under planning obligations which were <u>entered into</u> during the reported year
 - The total amount of money under any planning obligations which was received during the reported year
 - The total amount of money under any planning obligations which was received before 1st April 2019 which has not been allocated by the authority
 - Summary details of any <u>non-monetary contributions</u> to be provided under planning obligations which were entered into during the reported year
 - The <u>total amount of money</u> (received under any planning obligations) which <u>was spent</u> by the authority (including transferring it to another person to spend).

3

¹ https://www.gov.uk/guidance/community-infrastructure-levy#monitoring-and-reporting-on-cil-and-planning-obligations

² https://www.legislation.gov.uk/uksi/2019/1103/schedule/2/made

Table 1 – Reporting Requirements Summary				
Reporting Criteria	Amount			
The total amount of money to be provided under any planning obligations which were entered into during the reported year	£144,638.88			
the total amount of money under any planning obligations which was received during the reported year	£659,695.81			
the total amount of money (received under any planning obligations) which was allocated but not spent during the reported year for funding infrastructure	£6,733,546.59			
the total amount of money under any planning obligations which was received before the reported year which has not been allocated by the authority	£1,744,723.47			
The total amount of money (received under any planning obligations) which was spent by the authority (including transferring it to another person to spend)	£714,894.30			
Summary details of any funding or provision of infrastructure which is to be provided through a highway agreement under section 278 of the Highways Act 1980 which was entered into during the reported year	Not Applicable – responsibility of <u>Hampshire County</u> <u>Council</u>			

2. Planning Obligations in Rushmoor

What are Planning Obligations?

- 2.1 The statutory framework for planning obligations is set out in Section 106 of the Town and Country Planning Act 1990, as amended by Section 12 of the Planning and Compensation Act 1991. This is why planning obligations are commonly called Section 106 agreements.
- 2.2 Planning obligations are legally binding. They enable the local authority to secure the provision of infrastructure or services, or contributions towards them, in order to support the new development.
- 2.3 Planning obligations should only be used where it is not possible to address unacceptable impacts through a planning condition. In addition, National Policy³ states that planning obligations must only be sought where they meet all the following Tests:
 - necessary to make the development acceptable in planning terms;
 - directly related to the development; and
 - fairly and reasonably related in scale and kind to the development.

What can planning obligations deliver?

- 2.4 The Rushmoor Local Plan⁴ contains a specific policy relating to Infrastructure provision (Policy IN1 -Infrastructure and Community Facilities) in addition to a number of other polices that provide specific and detailed justification for measures to address the consequences of development, some of which can be secured by way of planning obligations. These are summarised below:
 - Policy NE1 Thames Basin Heaths Special Protection Area

The mechanism for delivering Local Plan Policy NE1 is set out in the Council's <u>Thames Basin Heaths Special Protection Area Avoidance and Mitigation Strategy (2021) as amended</u>

Policy LN2 - Affordable Housing

³ Paragraph 57; National Planning Policy Framework (July 2021): https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/10 05759/NPPF July 2021.pdf

⁴ https://www.rushmoor.gov.uk/rushmoorlocalplan

The Council's <u>Affordable Housing SPD</u> provides more detail on how the policy will be implemented including on-site provision or off-site provision in the form of financial payments.

- Policy DE6 Open Space, Sport and Recreation.
- Policy IN2 Transport
- Policy NE2 Green Infrastructure
- Policy NE4 Biodiversity
- 2.5 The Council will assess each planning application individually to determine whether an obligation is needed, and what matters it should address, and will justify the reasons for seeking an obligation.
- 2.6 The Council has clear internal procedures and check lists for assessing and determining planning obligations generated by planning applications. It is essential that preparatory work on S106 obligations take place at an early stage. Where agreement cannot be reached on the S106 the planning application may be recommended for refusal.
- 2.7 It is important to note that all planning obligations secured are collected for specific types of infrastructure as set out in S106 agreements.

What is the role of Hampshire County Council?

- 2.8 Hampshire County Council (HCC) is the education authority and highway authority for Rushmoor administrative area (and the majority of Hampshire). Therefore, the County Council may seek financial contributions from developers in Rushmoor to fund education infrastructure or highways improvements.
- 2.9 Hampshire County Council as the local highways authority can use Section 278 agreements (s278) under the Highways Act 1980 which are legally binding agreements between them and the developer to ensure delivery of necessary highway works as a result of new development.
- 2.10 The County Council has prepared its own <u>Infrastructure Funding Statement</u>⁵ for the reporting year that includes information on the infrastructure delivered by Hampshire County Council to support developments in Rushmoor.

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⁵ https://www.hants.gov.uk/landplanningandenvironment/developer-contributions

Infrastructure Need / Plan

- 2.11 National guidance suggests that Councils should consider reporting on estimated future income where possible.
- 2.12 Infrastructure, the set of services and facilities necessary for a development to function and is defined in the local plan as including transport, education, health social Infrastructure, Green Infrastructure, Suitable Alternative Natural Greenspace (SANG), public and utility services and flood defences.
- 2.13 The Council has prepared an <u>Infrastructure Plan</u> (2018) that identifies the infrastructure required to support the delivery of the Local Plan. The Infrastructure Plan is currently being updated and a revised version will be published in 2022.

Monitoring Fees

- 2.14 Rushmoor Borough Council introduced an administration and monitoring fee comprising 5% of the total financial contributions offered to Rushmoor Borough Council in any S106 agreement or undertaking up to a maximum of £25,000 for full or hybrid applications and £12,500 for outline applications. This fee applies to any application that was received on or after 1st April 2020 and is payable on implementation of the development.
- 2.15 Hampshire County Council has introduced a Section106 monitoring fee at £500 per obligation, within a signed section 106 agreement, subject to a maximum fee of £10,000 per agreement, with effect from all agreements that Hampshire County Council enter in to after 1st October 2020. The fee is to be payable on signing the S106 agreement and paid directly to Hampshire County Council.

3. Value of legal agreements entered into during the reported year

- 3.1 Table 2 below details the total amount of money to be provided by planning obligations which were entered into during the reported year (2020/21). This means that whilst agreements have been made, the Council may not have received the funds in the monitoring year.
- 3.2 In total £144,638.88 worth of legal agreements have been entered into during the monitoring year to secure the following types of infrastructure:

Suitable Alternative Natural Green £82,841 Space (SANG)

Strategic Access Management and £13,182.13 Monitoring (SAMM)

Public open space improvements £11,000

Playground provision / improvements £36,600

Administration and s106 monitoring £1,015.75 Fees

Table 2 - The total amount of money to be provided under any planning obligations which were entered into during the reported year					
Application reference Number	Obligation Type	Amount (£)	Purpose		
19/00682/FULPP	Special Protection Area Mitigation	4,810	SANG – Rowhill Nature Reserve		
19/00682/FULPP	Special Protection Area Mitigation	526	SAMM – Rowhill Nature Reserve		
20/00177/FULPP	Special Protection Area Mitigation	1,690	SANG – Southwood Woodlands II		
20/00177/FULPP	Special Protection Area Mitigation	184.63	SAMM – Southwood Woodlands II		
20/00653/FULPP	Special Protection Area Mitigation	711	SAMM – Bramshot Farm		
20/00248/FULPP	Special Protection Area Mitigation	6,500	SANG – Southwood Woodlands II		
	Special Protection Area Mitigation	711	SAMM – Southwood Woodlands II		

Table 2 - The total amount of money to be provided under any planning obligations which were entered into during the reported year					
Application reference Number	Obligation Type	Amount (£)	Purpose		
	Administration and s106 monitoring fees	360.55	Towards the costs associated with monitoring the s106 legal agreement		
19/00873/FULPP	Special Protection Area Mitigation Special Protection	59,701 5361.50	SANG – Hawley Meadows SAMM – Hawley		
	Area Mitigation Playground Area	36,600	Meadows Play Area Aldershot for		
	, ,	,	Renewal Redan Hill Gardens or Manor Park Playground improvements		
21/00050/FULPP	Special Protection Area Mitigation	2,104	SAMM – Bramshot Farm		
21/00050/FULPP	Public Open Space	8,800	Improvements to Queens Road Recreation Ground or Osborne Road Recreation Ground		
21/00050/FULPP	Administration and s106 monitoring fees	545.20	Towards the costs associated with monitoring the s106 legal agreement		
20/00200/FULPP	Special Protection Area Mitigation	3640	SANG – Rowhill Nature Reserve		
20/00200/FULPP	Special Protection Area Mitigation	399	SAMM – Rowhill Nature Reserve		
20/00096/FULPP	Special Protection Area Mitigation	6,500	SANG – Rowhill Nature Reserve		
20/00096/FULPP	Special Protection Area Mitigation	711	SAMM – Rowhill Nature Reserve		
20/00661/FULPP	Special Protection Area Mitigation	1,052	SAMM – Bramshot Farm		
20/00653/FULPP	Special Protection Area Mitigation	711	SAMM – Bramshot Farm		
20/00794/FULP	Special Protection Area Mitigation	711	SAMM – Bramshot Farm		

	Table 2 - The total amount of money to be provided under any planning obligations which were entered into during the reported year				
Application reference Number	Obligation Type	Amount (£)	Purpose		
	Public Open Space	2,200	Habitat improvements at Brickfields Country Park, Aldershot		
	Administration and s106 monitoring fees	110	Towards the costs associated with monitoring the s106 Legal agreements		

Non-monetary legal agreements entered into during the 2020/21 monitoring

3.3 Table 3 below identifies the non-monetary contributions to be provided under planning obligations entered into the during the reported year. This consists of six affordable residential dwellings.

Table 3 - non-monetary contributions to be provided under planning obligations which were entered into during the reported year Affordable Housing					
Application reference Number Site Name Number of Affordable Under Shared					
		rent	Ownership		
19/00873/FULPP	2-4 Mount Pleasant Road, Aldershot	6	0		

4. Money received during the reported year

- 4.1 Table 4 below summarises the infrastructure to be funded by the funds received in the monitoring year and confirms that £659,695.81 worth of Section 106 monies have been received by the authority year during the monitoring year.
- 4.2 Table 5 overleaf provides more detail on the developments that made payments during the monitoring year and the type of obligation.

Table 4 – Summary of monies received during the reported year			
	Amount (£)		
Total Contributions received apportioned as set out below:	659,695.81		
Monies received for Public Open Space specific projects	251,286.36		
Suitable Alternative Natural Greenspace (SANG)			
Southwood Woodlands II	15,358.49		
Hawley Meadows	47,140		
Rowhill Nature Reserve	6,500		
Strategic Access Management and Monitoring (SAMM)			
Southwood Woodlands II	1,683.53		
Wellesley Woodland	194,927.43		
Bramshot Farm (Hart)	54,604		
Hawley Meadows	5,169		
Rowhill Nature Reserve	711		
Wellesley Implementation Officer	41,781		
Affordable Housing off-site provision	0		
Administration and s106 monitoring fees	0		
Farnborough Airport Community Environment Fund ⁶	40,535		

⁶ Further information on the Community Environment Fund can be found on our website: https://www.rushmoor.gov.uk/airportfund

Table 5 - Detailed summary transactions relating to financial contributions received by way of S106 planning obligations					
Planning Reference	Development Site	Obligation Type	Amount (£)	Purpose/project	
12/00958/OUT	Aldershot Urban Extension -Wellesley	Planning Resource Support	41,781.00	Wellesley Implementation Officer	
12/00958/OUT	Aldershot Urban Extension - Wellesley	Special Protection Area Mitigation	194,927.43	SAMM – Wellesley	
20/00096/FULPP	204 Farnborough Road	Special Protection Area Mitigation	711	Rowhill SAMM	
20/00096/FULPP	204 Farnborough Road	Special Protection Area Mitigation	6,500	Rowhill SANG	
20/00182/COU	61-65 Victoria Road. Farnborough	Special Protection Area Mitigation	1683.53	Southwood Woodlands II SAMM	
20/00182/COU	61-65 Victoria Road. Farnborough	Special Protection Area Mitigation	15,358.49	Southwood Woodlands II SANG	
18/00305/FULPP 18/00506/FULPP	3A Wellington Street, Aldershot 1-5 Firgrove Parade, Farnborough	Special Protection Area Mitigation	5,169	Hawley Meadows SAMM	
18/00305/FULPP 18/00506/FULPP	3A Wellington Street, Aldershot 1-5 Firgrove Parade, Farnborough	Special Protection Area Mitigation	47,140	Hawley Meadows SANG	
18/00506/FULPP 18/00466/FULPP	Multiple developments	Special Protection Area Mitigation	54,604	Bramshot Farm SAMM	

20/00632/FULPP				
18/00506/FULPP	1-5 Firgrove Parade	Public Open	17,278.20	Farnborough Civic Quarter
	Farnborough	Space		
18/00506/FULPP	1-5 Firgrove Parade	Sports Pitches	2,945.90	Cove Green Recreation Ground
	Farnborough			
18/00506/FULPP	1-5 Firgrove Parade	Play Area	12,874.90	Farnborough Civic Quarter
	Farnborough	-		_
18/00466/FULPP	117 Pinehurst House	Public Open space	100,524.14	Play Area Farnborough
	Farnborough			
18/00466/FULPP	117 Pinehurst House	Play Area	100,524.14	Play Area Farnborough
	Farnborough			
18/00466/FULPP	117 Pinehurst House	Sports Pitches	17,139.08	Play Area Farnborough
	Farnborough			
09/00313/REVPP	Farnborough Airport	Community	40,535	Community Environment Fund
		Funding		
Total			659,695.81	

5. Funds received before the reported year which have been allocated by the authority

- 5.1 There are funds that have been received by the planning authority in the years prior to the reporting year that have been allocated to specific projects but not yet spent. In total **6,733,546.59** worth of section 106 monies received prior to the 2020/21 reporting year have been allocated to a specific project.
- 5.2 For the purposes of this document 'allocated' means a decision has been made by the Council to commit funds to a particular item of infrastructure or project and/or the funds have been passed to a team within the authority spend. The regulations require you to provide summary details of the items of infrastructure on which the money has been allocated, and the amount allocated to each item. It is recommended that you explain the exact status of sums that have been allocated but not spent in your infrastructure funding statement.
- 5.3 It is important to note that developer contributions for Suitable Alternative Natural Green Spaces (SANG) are to fund the maintenance and management of these mitigation sites in perpetuity. Management Plans for each SANG site provide further detail on the management and maintenance requirements to be funded.
- 5.4 Table 6 below identifies the section 106 funds that were received by the authority prior to the start of the 2020/21 monitoring year that have been allocated to specific projects.

Table 6 - the total amount of money under any planning obligations which was received before the reported year and allocated to a specific project			
Allocation	Obligation Type	Amount (£)	
Southwood Country Park SANG	Special Protection Area Mitigation	69,550.05	
Rowhill SANG	Special Protection Area Mitigation	1,089,760.42	
Guillemont Fields	Public Open Space	12,580	
Southwood Woodlands II SANG	Special Protection Area Mitigation	2,927,969.86	
Hawley Meadows SANG	Special Protection Area Mitigation	3,837.99	

Table 6 - the total amount of money under any planning obligations which				
was <u>received before the reported</u> year and allocated to a specific project				
Allocation	Obligation Type	Amount (£)		
Guillemont Fields	Public Open Space	65,508.39		
Maintenance	Maintenance			
Play Area Farnborough	Play Area	251,537.20		
Play Area Aldershot	Play Area	40,779.08		
Maintenance Amenity	Public Open Space	345,139.39		
Areas				
Sports Pitch	Sports Pitch	868,777.63		
Improvements	Improvements			
Public Open Space	Public Open Space	1,013,658.30		
Farnborough				
Maintenance Marrow	Public Open Space	1,956		
Brook				
Arrow Road	Infrastructure	16,950		
	Maintenance			
Queensgate	Play Area Maintenance	25,542.28		
TOTAL		6,733,546.59		

6. Funds received before the reported year which have not been allocated by the authority

- 6.1 There are some funds that have been received by the planning authorities in the years prior to the 2020/21 reporting year that have not been allocated to a specific project. In total £1,744,723.47 worth of section 106 monies received prior to the 2020/21 monitoring year have not yet been allocated to a specific project.
- 6.2 It is important to note that the contributions have been considered necessary to mitigate the impacts of development and have been sought for a particular use, such as affordable housing delivery. The Council is proactively identifying schemes to enable additional affordable housing delivery to spend the moneys secured for the delivery of off-site affordable housing.
- 6.3 Table 7 below identifies the section 106 funds that were received by the authority prior to the start of the current monitoring year (pre-April 2020) that have not been allocated to a particular item of infrastructure or project.

Table 7 - the total amount of money received before the reported year which has not been allocated by the authority

Development(s)	Obligation Type	Amount (£)
Sun Park	Education Contribution	242,048
12/00611/FULL 16/00815/FULPP 18/00623/FULPP 19/00103/FUL	Affordable Housing Provision (off-site)	1,367,592.64
Farnborough Airport	Community Environment Fund	95,022.11
Boots Site, North Lane, Aldershot	Waste Infrastructure	5,000
Connaught School	Public Art	1,085.89
128 Victoria Road	Highways Contribution Aldershot Town Centre Study	3,200
Concept House	Parking Infrastructure	4,219.83
Various developments	Farnborough Parking Infrastructure - car park improvements	11,275.67
Willems Park, Aldershot	Aldershot Transport Infrastructure	15,279.33
TOTAL		1,744,723.47

7.Funds spent during the reported year

7.1 Table 8 shows that during the monitoring year **£714,894.30** has been spent by the Council.

Table 8 - amount of money spent during the monitoring year					
Planning	Contribution	Amount	Scheme Title/ specific projects		
Reference	Туре	Spent			
number(s)		(£)			
12/00958/OUT	Planning Resource Support	41,781	Wellesley Implementation Officer		
12/00958/OUT	Special Protection Area Mitigation	196,363.29	Wellesley (Corunna) SAMM - transferred to Hampshire County Council		
18/00623/FULPP 18/00235/FULPP 18/00709/FULPP 19/00337/FULPP 19/00103/FUL 18/00506/FULPP 18/00466/FULPP 20/00632/FULPP	Special Protection Area Mitigation	54,604	Bramshot Farm SAMM - transferred to Hampshire County Council		
(19/00873/FULPP)	Special Protection Area Mitigation	20,864.54	Southwood Country Park Special Protection Area Mitigation work to establish and maintain including surveys		
18/00481/FULPP 18/00400/FULPP 17/00232/FULPP 12/00273/FUL 15/00752/REVPP 16/00878/FULPP 17/00568/FULPP 18/00765/FULPP 18/00799/FULPP 19/00595/COU 20/00096/FULPP	Special Protection Area Mitigation	13,060.75	Rowhill SAMM - transferred to Hampshire County Council		
16/00878/FULPP 15/00752/REVPP 12/00273/FUL 17/00232/FULPP 18/00400/FULPP 18/00481/FULPP	Special Protection Area Mitigation	12,349.75	Rowhill Nature Reserve SANG Protection Area Mitigation work to maintain and improve		

17/00568/FULPP			
18/00824/FULPP			
18/00765/FULPP			
18/00799/FULPP			
19/00595/COU			
20/00096/FULPP			
06/784/FUL	Special Protection	3,201.53	Southwood Woodlands II –
16/00633/FUL	Area Mitigation		SAMM transferred to Hampshire
03/00074/COU			County Council
07/00548/FUL			
05/00762/FUL			
08/00005/FUL			
08/271/COU			
7/00859/FUL			
08/336/FUL			
07/00808/FULPP			
06/633/FUL			
09/00254/FUL			
07/00545/OUTPP			
08/832/FULPP			
07/00480/FUL			
20/00182/COU			
19/00870/COU			
16/00837/FULPP	Special Protection	2,293.82	Southwood Woodlands II
17/00456/FULPP	Area Mitigation		drawdown and additional
17/00480/FULPP			expenditure
17/00625/FUL			
17/00656/FULPP		4,500	
17/00820/FULPP			Southwood Woodlands II
17/00824/FULPP		2,000	Management fee
17/00870/FULPP			
17/00789/FULPP			SANG Administration Fee
18/00470/FULPP			
18/00524/FULPP			
19/00007/FULPP			
19/00538/FULPP			
19/00679/COU			
19/00596/COU			
19/00870/COU			
20/00177/FULPP			
20/00182/COU			
18/00506/FULPP	Special Protection	53,640	Hawley Meadows SANG
19/00024/FULPP	Area Mitigation		transferred to Hampshire County
19/00057/FUL			Council

18/00506/FULPP	Special Protection	5,880	Hawley Meadows SAMM
19/00024/FULPP	Area Mitigation		transferred to Hampshire County
19/00057/FUL			Council
02/00067/OUT	Public Open	4,176.19	Guillemont Fields draw down for
04//00010/REV +	Space		maintenance of woodland and
accrued interest			open space.
13/00783/FULPP	Amenity Areas	17,274.23	Maintenance Amenity Areas
11/00651/FUL			
:12/00700/COUPP			
14/00861/FULPP	Play Areas	108	Manor Park play area
	Aldershot		improvements
11/00184/FULPP	Play Areas	13,189.83	Moor Road improvements to
12/00124/FUL	Farnborough		outdoor fitness
12/00161/FULPP			
14/00561/FULPP			
14/00434/FUL			
13/00522/FULPP			
13/00530/FULPP			
14/00040/FULPP			
14/00172/FULPP		10101500	
11/00184/FULPP	Sports Pitches	134,345.09	Moor Road Pitch improvements,
12/00161/FUL	Farnborough		new youth facilities
06/00633/FUL			
07/00610/FUL			
16/00837/FULPP			
15/00920/FULPP	Sports Pitches	3,325	Oak Farm improvements to
	Farnborough		football pitches
14/00241/FULPP	Public Open	7,234	King George V outdoor fitness
	Space		improvements
	Farnborough		
18/00251/FULPP	Sports Pitches	4,285.58	Aldershot Park Improvement to
20/00171/FULPP	Aldershot		rugby pitches
17/00447/FULPP	Sports Pitches	2,944.96	Manor Park install tennis court
	Aldershot		vehicle access
09/00431/FULPP	Public Open	2,800.06	Aldershot Park. Upgraded barrier
	Space Aldershot		gate, lake Improvements, car
			park lighting & security shutter
13/00772/FULPP	Public Open	21,469.88	Manor Park landscaping,
13/00963/FULPP	Space Aldershot		footpaths, furniture & historic
			feature renovation
18/00481/FULPP	Public Open	1,035.00	Princes Gardens install memorial
	Space Aldershot		benches

13/00345/FUL	Public Open	9,444.54	Brickfields Country Park.
05/00292/FUL	Space Aldershot		Infrastructure improvements, new
05/00484/FUL			park sign boards and install
			height barrier
18/00251/FULPP	Public Open	1,035.00	A40 Municipal Gardens memorial
	Space Aldershot		benches
17/00447/FULPP	Public Open	6,784.00	St Michael's Gardens benches for
	Space		seating enhancement
	Farnborough		
13/00839/FULPP	Public Open	5,776.45	Queens Road general
13/00445/COUPP	Space	14,105.70	improvements
	Farnborough		
09/00313/REVPP	Farnborough	55,022.11	7 Environmental projects in
	Airport Community		Farnborough including 3 schools
	Environment Fund		5 outdoor clubs and projects
Total		714,894.30	

8. Monitoring and Review

- 8.1 The information included in the report will be updated annually and published on the Council's website. This will ensure the most up to date information on developer contributions received from new developments in addition to information on where these monies have been spent is readily available to members of the public and other interested parties.
- 8.2 In addition to this statement, the expenditure of any contributions received from developers, including Section 106 obligations, is monitored by the Council in a transparent and accountable way. This includes:
 - Reports to the Development Management Committee on planning applications will clearly identify the 'Heads of Terms' of any Section 106 agreement in the recommendation;
 - A copy of each Section 106 agreement will be placed on the public planning register together with the planning decision notice;
 - Ensuring the sums due in accordance with the Section 106 agreement are paid on time and are earmarked for the specific project identified in the Section 106 agreement.