



# **Annual Infrastructure Funding Statement 2021/22**

December 2022

Kirklees Council  
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# 1. Introduction

- 1.1. In accordance with the Community Infrastructure Levy Regulations (CIL) (Regulation 121A), any authority that receives a contribution from development through the Community Infrastructure Levy or Section 106 planning obligations must prepare an annual Infrastructure Funding Statement (see Appendix 1 for further details).
- 1.2. This report provides a summary of financial contributions the Council has secured through section 106 agreements from new developments for off-site infrastructure works and affordable housing. The council does not have an adopted CIL in place.
- 1.3. In summary, the report provides:
  - An overview of s106;
  - The Council's internal process relating to s106 contributions;
  - The s106 contributions paid to the Council in the 2021/22 monitoring period;
  - S106 contributions committed for future years; and
  - Projects delivered in the district via s106 in the 2021/22 monitoring period and projects in the pipeline for future years.
- 1.4. 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 the amount of developer contributions received by the Council 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.
- 1.5. The report does not include information on infrastructure that has been delivered on site.

## 2. Section 106 Obligations

- 2.1. Under section 106 (s106) of the Town and Country Planning Act 1990 a Local Planning Authority (LPA) can seek obligations, both physically on-site and contributions for off-site, when it is considered that a development will have negative impacts that cannot be dealt with through conditions in the planning permission.
- 2.2. For example, new residential developments place additional pressure on existing social, physical and economic infrastructure in the surrounding area. Planning obligations aim to balance this extra pressure with improvements to the surrounding area to ensure that a development makes a positive contribution to the local area.
- 2.3. The obligations may be provided by the developers “in kind” – that is, where the developer builds or directly provides the matters necessary to fulfil the obligation. This might be to build a certain number of affordable homes on-site, for example. Alternatively, planning obligations can be met in the form of financial payments to the Council to provide off-site infrastructure works or contributions towards providing affordable housing elsewhere in the district. In some cases, it can be a combination of both on-site provision and off-site financial contributions.
- 2.4. Regulations state that a planning obligation may only constitute a reason for granting planning permission for the development if the obligation is:
  - 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.
- 2.5. The Council cannot ask for contributions via section 106 planning obligations in certain circumstances:

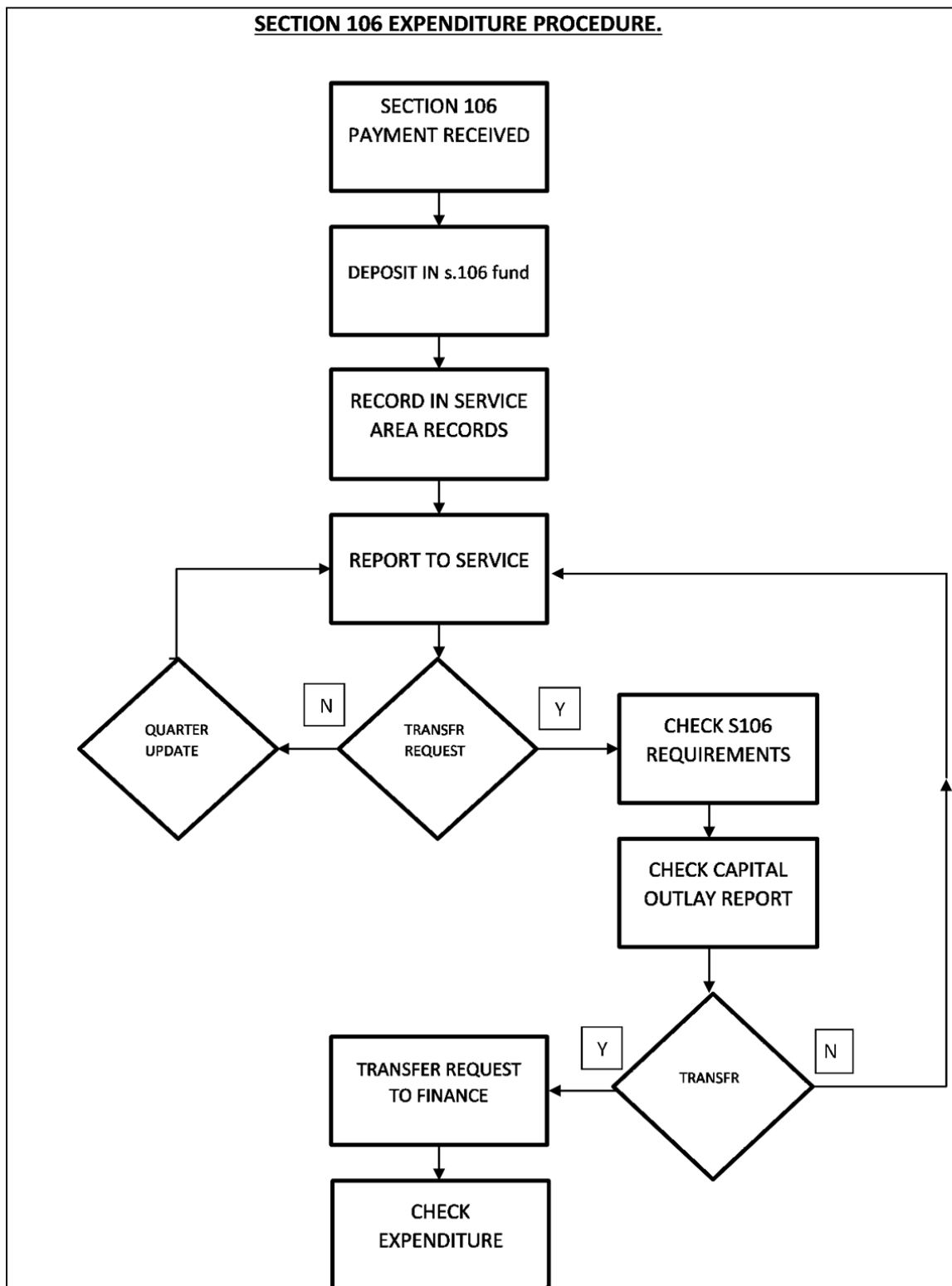
*“Planning obligations for affordable housing should only be sought for residential developments that are major developments...For residential development, major development is defined in the National Planning Policy Framework as development where 10 or more homes will be provided, or the site has an area of 0.5 hectares or more. For non-residential development it means additional floorspace of 1,000 square metres or more, or a site of 1 hectare or more...Planning obligations should not be sought from any development consisting only of the construction of a residential annex or extension to an existing home.”*

Planning Practice Guidance 2019 Paragraph 023 ‘Planning Obligations’  
<https://www.gov.uk/guidance/planning-obligations>

### 3. The Council's S106 Process for Off-Site Financial Contributions

- 3.1. Where it is determined that on-site infrastructure and/or affordable housing required by policy is not appropriate, the Council will request from developers a financial contribution to meet these needs outside of the development site through a s106 obligation.
- 3.2. The financial contribution requirement for off-site green infrastructure provision is set via the Open Space Supplementary Planning Document (SPD) whilst the Affordable Housing SPD and Interim Affordable Housing Policy 2020 currently set out the tariff and information regarding off-site financial contributions. These documents can be accessed on the Council's Planning website at <https://www.kirklees.gov.uk/beta/planning-policy/adopted-supplementary-planning-documents.aspx>
- 3.3. Contributions toward required highway works as a result of new development is agreed on a case-by-case basis, evidenced by an assessment of the impact the development will have on the local highways and mitigation works required to minimise this impact.
- 3.4. Once the s106 has been signed, it is an obligation, but it will only be realised if the planning permission is implemented and reaches the trigger point for payment such as commencement or prior to occupation. When the planning permission is granted, the s106 obligation is registered as a land charge which stays with the land, obligating any future owners until the terms are met.
- 3.5. The s106 monitoring officer works with case officers, developers and the Council's legal department to instruct new s106 agreements. The flow chart overleaf summarises the Council's internal s106 procedure from requesting payments from the developer through to the spending of these monies by designated Council officers.

Figure 1 - Section 106 Expenditure Procedure



## 4. S106 Contributions Summary

- 4.1. The tables below highlight that as of March 2022, a net s106 total of **£9,199,930.34** was available to fund public open space, education, highways and affordable housing projects in Kirklees.
- 4.2. Looking at s106 activity in 2021/22, the Council received a total of **£3,156,793.62** in s106 contributions, with **£3,571,296.57** being spent within this period. This consists of £1,360,662.18 spent on improving existing or creating new open spaces, £560,000.00 towards affordable housing, £370,406.88 funding highway works and promoting sustainable travel in the district, and £1,280,227.51 on improving education facilities. Table 3 also includes a category for other spending which is explained in footnote 2.

**Table 1 – s.106 monies unallocated March 2021**

| <b>Infrastructure Type</b> | <b>s.106 monies available (£)</b> |
|----------------------------|-----------------------------------|
| Public Open Space          | £897,436.67                       |
| Affordable Housing         | £2,345,736.06                     |
| Highways                   | £2,519,183.29                     |
| Education                  | £3,935,176.41                     |
| Drainage                   | £36,500.00                        |
| Miscellaneous <sup>1</sup> | £31,500.00                        |
| <b>Total</b>               | <b>£9,765,532.43</b>              |

**Table 2 - s.106 contributions received 2021/22**

| <b>Infrastructure Type</b>       | <b>s.106 monies received (£)</b> |
|----------------------------------|----------------------------------|
| Public Open Space                | £1,117,936.44                    |
| Affordable Housing               | £34,924.88                       |
| Highways / Sustainable Transport | £432,642.49                      |
| Education                        | £843,789.81                      |
| Miscellaneous                    | £727,500.00                      |
| <b>Total</b>                     | <b>£3,156,793.62</b>             |

**Table 3 - s.106 contributions spent 2021/22**

| <b>Infrastructure Type</b> | <b>s.106 monies spent (£)</b> |
|----------------------------|-------------------------------|
| Public Open Space          | £1,360,662.18                 |
| Affordable Housing         | £560,000.00                   |
| Highways                   | £370,406.88                   |
| Education                  | £1,280,227.51                 |
| Other <sup>2</sup>         | £1,205,730.34                 |
| <b>Total</b>               | <b>£4,777,026.91</b>          |

<sup>1</sup>This is a generic contribution which can go to education/highways/public open space or other infrastructure.

<sup>2</sup> The council secured upfront funding from Miller Homes to ensure early highways improvements at Ainley Top (Halifax Road, Huddersfield). It was agreed that as other developments came forward in the area benefitting from those upfront highways improvements their highways contributions would be collected by the Council to be repaid to Miller Homes. This was repaid to Miller Homes in 2021/22.

**Table 4 - Total s.106 amount available to spend March 2022**

|                                |                       |
|--------------------------------|-----------------------|
| Net total as of March 2021     | £9,765,532.43         |
| s106 income received 21/22     | £3,156,793.62         |
| S106 allocated not spent 20/21 | £1,054,631.20         |
| <b>Sub Total</b>               | <b>£13,976,957.25</b> |
| Minus monies spent             | £4,777,026.91         |
| <b>Total</b>                   | <b>£9,199,930.34</b>  |

4.3. In summary therefore, as of 31st March 2022, there is a net total of **£9,199,930.34** in s106 contributions available to spend on affordable housing, public open space, education and highway projects in the district.



## 5. S106 Contributions Received in 2020/21

5.1. As highlighted in the table on the previous page, a total of £3,156,793.62 has been received in s106 contributions in the 2021/22 monitoring period. The following tables provide information showing which developments these contributions were received from:

**Table 5 - Public Open Space contributions received 2021/22**

| Application Reference Number | Development Site   | Amount      |
|------------------------------|--|-------------|
| 2016/92055                   | Land off Crosland Road, Huddersfield   | £62,994.09  |
| 2017/91459                   | Land off Rumble Road, Dewsbury   | £217,022.08 |
| 2019/90151                   | Land to the north of Cumberworth Road, Skelmanthorpe, Huddersfield, HD8                  | £19,939.39  |
| 2017/91459                   | Land off Rumble Road, Dewsbury, WF12 7LR   | £53,447.62  |
| 2013/93441                   | land adj Pilling Lane/Holly Road/Langley Lane/Riverside, Scissett, Huddersfield, HD8 9JF | £95,795.16  |
| 2016/93326                   | Hillcrest, Edge Top Road, Thornhill WF12 0BG   | £2,000.00   |
| 2019/90264                   | Land off Oxford Road, Gomersal, Cleckheaton BD19 4LA                                     | £71,675.38  |
| 2019/90151                   | Land to the north of Cumberworth Road, Skelmanthorpe, Huddersfield, HD8                  | £68,755.91  |
| 2002/93393                   | Land at Headlands Road, Clare Hill, Huddersfield   | £39,000.00  |
| 2018/91078                   | Land off Crosland Road, Oakes, Huddersfield HD3 3PA                                      | £100,000.00 |
| 2018/91078                   | Land off Crosland Road, Oakes  | £92,074.00  |
| 2017/91459                   | Land off Rumble Road, Dewsbury, WF12 7LR   | £208,832.81 |
| 2004/90040                   | Springfield Teasel Close, Hightown   | £60,400.00  |
| 2017/91459                   | Land off Rumble Road, Dewsbury   | £1,000.00   |
| 2013/93721                   | Wood Nook, Denby Dale, Huddersfield, HD8 8RR   | £25,000.00  |

**Table 6 - Highways s.106 contributions received 2021/22**

| Application Reference Number | Development Site   | Amount     |
|------------------------------|--|------------|
| 2018/91078                   | Land off Crosland Road, Oakes, Huddersfield HD3 3PA                                      | £10,000.00 |
| 2019/91730                   | Land north of, Scotgate Road, Honley   | £10,030.30 |
| 2018/92055                   | Land at Gernhill Avenue, Fixby, Huddersfield   | £10,000.00 |
| 2014/90688                   | Land at Slipper Lane, Mirfield   | £35,000.00 |
| 2019/91730                   | Land north of, Scotgate Road, Honley   | £10,030.30 |
| 2017/91459                   | Land off Rumble Road, Dewsbury   | £22,145.11 |
| 2016/93411                   | Land to rear of, 125, Helme Lane, Meltham, Holmfirth, HD9 5RJ                            | £42,682.93 |
| 2018/91078                   | Land off Crosland Road, Oakes, Huddersfield HD3 3PA                                      | £20,295.00 |
| 2013/91987                   | Land off Grange Road, Golcar, Huddersfield   | £13,383.14 |
| 2017/91459                   | Land off Rumble Road, Dewsbury, WF12 7LR   | £37,351.16 |
| 2018/92055                   | Land at Gernhill Avenue, Fixby, Huddersfield   | £14,000.00 |
| 2013/93441                   | Land adj Pilling Lane/Holly Road/Langley Lane/Riverside, Scissett, Huddersfield, HD8 9JF | £37,383.07 |

| Application Reference Number | Development Site  | Amount     |
|------------------------------|---|------------|
| 2018/91078                   | Land off Crosland Road, Oakes, Huddersfield, HD3 3PA                    | £20,295.00 |
| 2019/90264                   | Land off Oxford Road, Gomersal, Cleckheaton BD19 4LA                    | £35,747.30 |
| 2018/92055                   | Land at Gernhill Avenue, Fixby, Huddersfield                            | £10,000.00 |
| 2019/90151                   | Land to the north of Cumberworth Road, Skelmanthorpe, Huddersfield, HD8 | £47,403.42 |
| 2019/91730                   | Land north of, Scotgate Road, Honley                                    | £22,841.76 |
| 2018/92055                   | Land at Gernhill Avenue, Fixby, Huddersfield                            | £15,000.00 |
| 2018/91078                   | Land off Crosland Road, Oakes, Huddersfield, HD3 3PA                    | £3,000.00  |
| 2014/90688                   | Land at Slipper Lane, Mirfield  | £2,000.00  |
| 2019/90151                   | Land to the north of Cumberworth Road, Skelmanthorpe, Huddersfield, HD8 | £2,000.00  |
| 2015/91269                   | Land off Alexandra Road Batley  | £6,500.00  |
| 2019/91836                   | Land adjacent to Inkerman Court, Barnsley Road, HD8 8XA                 | £5,554.00  |

**Table 7 - Education s.106 contributions received 2021/22**

| Application Reference Number | Development Site   | Amount      |
|------------------------------|--|-------------|
| 2013/93441                   | Land adj Pilling Lane/Holly Road/Langley Lane/Riverside, Scissett, Huddersfield, HD8 9JF | £69,746.23  |
| 2013/93441                   | Land adj Pilling Lane/Holly Road/Langley Lane/Riverside, Scissett, Huddersfield, HD8 9JF | £65,882.23  |
| 2013/93441                   | Land adj Pilling Lane/Holly Road/Langley Lane/Riverside, Scissett, Huddersfield, HD8 9JF | £81,744.00  |
| 2016/92055                   | Land off Crosland Road, Huddersfield   | £150,485.76 |
| 2019/90151                   | Land to the north of Cumberworth Road, Skelmanthorpe, Huddersfield, HD8                  | £138,029.92 |
| 2017/91361                   | Land at, Cross Lane, Scholes, Holmfirth  | £37,747.00  |
| 2013/91987                   | land off Grange Road, Golcar, Huddersfield   | £69,474.22  |
| 2018/91078                   | Land off Crosland Road, Oakes  | £82,327.00  |
| 2017/91459                   | Land off Rumble Road, Dewsbury, WF12 7LR   | £112,361.45 |
| 2013/93721                   | Wood Nook, Denby Dale, Huddersfield, HD8 8RR   | £35,992.00  |

**Table 8 - Affordable Housing s.106 contributions received 2021/22**

| Application Reference Number | Development Site   | Amount     |
|------------------------------|--|------------|
| 2016/92111                   | Batley Fire Station, Carlinghow Lane, Carlinghow, Batley, WF17 8DN | £34,924.88 |

**Table 9 - Miscellaneous s.106 contributions received 2021/22**

| Application Reference Number | Development Site               | Amount      |
|------------------------------|--------------------------------|-------------|
| 2014/90688                   | Land at Slipper Lane, Mirfield | £242,500.00 |
| 2014/90688                   | Land at Slipper Lane, Mirfield | £242,500.00 |
| 2014/90688                   | Land at Slipper Lane, Mirfield | £242,500.00 |

## 6. Projects Funded Off Site by S106 Contributions 2021/22

6.1. As well as reporting on the total amount of contributions the Council has received through s106 obligations, Table 10 includes information on the projects funded as a result of these monies across Kirklees in 2021/22. These are listed below:

**Table 10 - Public Open Space projects funded 2021/22**

| Planning Application Reference | Infrastructure Improvement                                  | Amount      |
|--------------------------------|---|-------------|
| 2004/90040 - Landscaping       | Springfield House, Gomersal                                 | £60,400     |
| 2009/93133 - Landscaping       | Mirfield Memorial Park                                      | £41,400.00  |
| 2013/91987 - Landscaping       | Spark Street Rec, Longfield Ave & Botham Hall Rec, Longwood | £85,449.27  |
| 2013/93441 - Landscaping       | Sunnymead Recreation Ground, Scissett                       | £95,795.16  |
| 2014/90780 – Landscaping       | Owl Lane, Dewsbury  | £1,000.00   |
| 2014/93136 - Landscaping       | Goldington Ave Rec. Oakes                                   | £40,000.00  |
| 2016/92055 - Landscaping       | Reinwood Rec, Oakes   | £42,994.09  |
| 2016/92055 - Landscaping       | Fernlea Rec. Lindley  | £10,000.00  |
| 2016/92055 - Landscaping       | Crosland Road Open Space, Salendine Nook                    | £10,000.00  |
| 2016/92055 - Landscaping       | Reinwood Rec. Oakes   | £60,145.63  |
| 2016/93326 - Landscaping       | Overthorpe Park, Dewsbury                                   | £2,000.00   |
| 2017/91459 - Landscaping       | Bywell Rec, Dewsbury  | £53,447.62  |
| 2017/91459 - Landscaping       | Bywell Rec, Dewsbury  | £53,609.17  |
| 2017/91459 - Landscaping       | Bywell Rec, Dewsbury  | £31,044.73  |
| 2017/91459 - Landscaping       | Earlsheaton Rec, Dewsbury                                   | £77,611.82  |
| 2017/91459 - Landscaping       | Wakefield Road Rec, Dewsbury                                | £46,567.09  |
| 2017/94159 - Landscaping       | Oakroyd Hall, Birkenshaw                                    | £1,000.00   |
| 2018/91078 - Landscaping       | Goldington Ave Rec. Oakes                                   | £64,000.00  |
| 2018/91078 - Landscaping       | Heatherleigh Rec, Salendine Nook                            | £128,074.00 |
| 2018/92937 - Landscaping       | Broadlands Rec. Meltham                                     | £43,567.07  |
| 2018/92937 - Landscaping       | Broadlands Rec. Meltham                                     | £130,651.81 |
| 2001/93831 - Landscaping       | Sunnybank Mills, Meltham                                    | £72,441.00  |
| 2017/91459 - Landscaping       | Bywell Rec, Dewsbury  | £209,463.72 |

**Table 11 - Highways projects funded 2021/22**

| Planning Application Reference | Infrastructure Improvement                         | Amount     |
|--------------------------------|--|------------|
| 2001/93831 - Drainage          | Drainage Improvements, Sunnybank Mills, Meltham    | £14,785.11 |
| 2008/91145 - Bus Shelter       | Provision of bus shelter                           | £1,000.00  |
| 2013/91987 - Metrocards        | Provision of Metrocards                            | £42,402.18 |
| 2013/93441 - Metrocards        | Provision of Metrocards                            | £37,383.07 |
| 2014/90688 - Highways          | Stocks Bank Road improvements, Mirfield            | £35,000.00 |
| 2014/93073 - Bus Shelter       | Provision of bus shelter                           | £10,000.00 |
| 2015/91269 - Highway           | Traffic Regulation Order (TRO) Alexandra Rd Batley | £6,500.00  |
| 2016/92055 - Bus Shelter       | Provision of bus shelter                           | £10,636.18 |
| 2016/92055 - Metrocards        | Provision of Metrocards                            | £50,946.60 |
| 2016/92628 - Highways          | Lighting columns, New Mill                         | £5,775.00  |
| 2016/92633 - Metrocards        | Provision of Metrocards                            | £40,929.16 |
| 2017/91459 - Metrocards        | Provision of Metrocards                            | £37,351.16 |
| 2017/94129 - Bus Shelter       | Provision of bus shelter                           | £10,000.00 |
| 2018/91078 - Metrocards        | Provision of Metrocards                            | £20,295.00 |
| 2019/90151 - Metrocards        | Provision of Metrocards                            | £47,403.42 |

**Table 12 - Education projects funded 2021/22**

| Planning Application Reference | Infrastructure Improvement                       | Amount      |
|--------------------------------|--|-------------|
| 2016/92811 - Education         | Scissett Middle School Improvements              | £61,971.31  |
| 2014/93136 - Education         | Brambles Primary Academy School, Cambridge Road. | £163,625.00 |
| 2011/91519 - Education         | Brambles Primary Academy School, Cambridge Road. | £525,256.20 |
| 2014/93136 - Education         | Brambles Primary Academy School, Cambridge Road. | £529,375.00 |

**Table 13 - Housing projects funded 2021/22**

| Planning Application Reference | Infrastructure Improvement       | Amount      |
|--------------------------------|----------------------------------|-------------|
| 2014/90265 - Housing           | Housing, Plane St, Newsome       | £60,000.00  |
| 2014/90265 - Housing           | Housing, Bradford Rd, Birkenshaw | £414,583.04 |
| 2014/90780 - Housing           | Housing, Bradford Rd, Birkenshaw | £85,416.96  |

## 7. S106 Contributions Secured for Future Years

7.1. The Council has also secured **£6,013,844.54** in s106 contributions during the reported year from the following development sites with planning permission which will be paid in future years should the developments progress as planned. These contributions will be paid by the developers either once development has commenced on site or once a specified number of homes has been delivered on site. Where identical payments are expected for infrastructure improvements on individual developments, this indicates payments are to be made at several trigger points throughout the phasing of the development.

**Table 14 - s.106 contributions secured for future years**

| Application Reference | Development Site  | Infrastructure                | Amount Agreed |
|-----------------------|---|-------------------------------|---------------|
| 2016/91479            | Hart Street, Newsome, Huddersfield, HD4 6LS                                       | Off Site POS                  | £23,798.15    |
| 2016/91479            | Hart Street, Newsome, Huddersfield, HD4 6LS                                       | Highways Contribution         | £11,254.00    |
| 2018/93591            | Castle Hill, Almondbury, Huddersfield   | Travel Plan Monitoring        | £10,000.00    |
| 2019/90183            | Land off Station Road, Skelmanthorpe Huddersfield, HD8 9TT                        | Bio-diversity Net Gain        | £31,400.00    |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | Off Site POS                  | £29,404.00    |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | Off Site POS                  | £29,404.00    |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | On Site POS                   | £1,000.00     |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | Public Transport Contribution | £26,766.75    |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | Public Transport Contribution | £26,766.75    |
| 2019/91467            | Land south off, Granny Lane, Mirfield   | Sustainable Drainage          | £8,000.00     |
| 2019/91657            | Land at, Station Road, Skelmanthorpe, Huddersfield, HD8 9BA                       | Off Site POS                  | £16,541.00    |
| 2019/91657            | Land at, Station Road, Skelmanthorpe, Huddersfield, HD8 9BA                       | Off Site POS                  | £20,000.00    |
| 2019/91657            | Land at, Station Road, Skelmanthorpe, Huddersfield, HD8 9BA                       | Off Site POS                  | £20,000.00    |
| 2019/91657            | Land at, Station Road, Skelmanthorpe, Huddersfield, HD8 9BA                       | Public Transport Contribution | £28,659.00    |
| 2019/91657            | Land at, Station Road, Skelmanthorpe, Huddersfield, HD8 9BA,                      | Education                     | £77,261.00    |
| 2019/91836            | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | Off Site POS                  | £45,194.00    |
| 2019/91836            | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | On Site POS                   | £250.00       |
| 2019/91836            | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | Highways Contribution         | £3,000.00     |
| 2019/91836            | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | Highways Contribution         | £5,554.00     |
| 2019/91836            | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | Public Transport Contribution | £30,017.00    |

|            |   |                               |                         |
|------------|---|-------------------------------|-------------------------|
| 2019/91836 | Land adjacent to Inkerman Court, Barnsley Road, Denby Dale, Huddersfield, HD8 8XA | Education                     | £36,007.00              |
| 2019/92378 | East of, 28, Northorpe Lane, Mirfield, WF14 0QN                                   | Public Transport Contribution | £13,000.00              |
| 2019/92378 | East of, 28, Northorpe Lane, Mirfield, WF14 0QN                                   | Metrocards                    | £511.50/dwelling        |
| 2019/92378 | East of, 28, Northorpe Lane, Mirfield, WF14 0QN                                   | Travel Plan Monitoring        | £10,000.00              |
| 2019/92670 | Land at, Peep Green Road, Hartshead, Liversedge, WF15 8AW                         | Off-site POS                  | £24,501.00              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Off Site POS                  | £81,032.00              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Off Site POS                  | £81,032.00              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Off Site POS                  | £81,032.00              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Travel Plan Contribution      | £3,000.00 <sup>3</sup>  |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Travel Plan Contribution      | £3,000.00               |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Travel Plan Contribution      | £3,000.00               |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Travel Plan Contribution      | £3,000.00               |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Travel Plan Contribution      | £3,000.00               |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Education                     | £154,442.00             |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Education                     | £154,442.00             |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Education                     | £154,442.00             |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Education                     | £154,442.00             |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Misc Obligation               | £62,500.00 <sup>4</sup> |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Misc Obligation               | £62,500.00              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Metrocards                    | £76,937.50              |
| 2019/93550 | Land east and west of, Netherton Moor Road, Netherton, Huddersfield, HD4 7JF      | Metrocards                    | £76,937.50              |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Off Site POS                  | £36,304.50              |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Off Site POS                  | £36,304.50              |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | On Site POS                   | £1,000.00               |

<sup>3</sup> Identical payments are expected for infrastructure improvements at several trigger points throughout the phasing of the development.

<sup>4</sup> Identical payments are expected for infrastructure improvements at several trigger points throughout the phasing of the development.

|            |   |                               |                 |
|------------|---|-------------------------------|-----------------|
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Highways Contribution         | £10,500.00      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Highways Contribution         | £23,000.00      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Highways Contribution         | £20,000.00      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Public Transport Contribution | £31,201.50      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Public Transport Contribution | £31,201.50      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Travel Plan Contribution      | £10,000.00      |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Education                     | £156,903.00     |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Education                     | £156,903.00     |
| 2019/93658 | Land at Whitechapel Road, Cleckheaton   | Education                     | £156,903.00     |
| 2020/90614 | Morrisons, Station Street, Meltham, Holmfirth, HD9 5QR                              | Highways                      | £10,000.00      |
| 2020/90614 | Morrisons, Station Street, Meltham, Holmfirth, HD9 5QR                              | Travel Plan Monitoring        | £10,000.00      |
| 2020/91186 | Land at, Westcroft, Honley, Holmfirth, HD9  | Off Site POS                  | £29,699.49      |
| 2020/91186 | Land at, Westcroft, Honley, Holmfirth, HD9  | Metrocards                    | £10,180.00      |
| 2020/91215 | Land at, Green Acres Close, Emley, Huddersfield, HD8 9RA                            | Off Site POS                  | £82,927.00      |
| 2020/91215 | Land at, Green Acres Close, Emley, Huddersfield, HD8 9RA                            | Highways Contribution         | £7,000.00       |
| 2020/91215 | Land at, Green Acres Close, Emley, Huddersfield, HD8 9RA                            | Public Transport Contribution | £11,011.00      |
| 2020/91215 | Land at, Green Acres Close, Emley, Huddersfield, HD8 9RA                            | Public Transport Contribution | £11,011.00      |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | Bio-diversity Net Gain        | £20,000.00      |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | Bus Stop Contribution         | £47,000.00      |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | Education                     | £1,312,000.00   |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | POS                           | 287.61/dwelling |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | Sustainable Transport         | £397,000.00     |
| 2020/92546 | Land off, Blackmoorfoot Road and Felks Street, Crosland Moor, Huddersfield, HD4 7AD | Travel Plan Monitoring        | £15,000.00      |
| 2020/93605 | Stock Dove House, 1, Field Lane, Farnley Tyas, Huddersfield, HD4 6BR                | Affordable Housing            | £15,000.00      |
| 2021/91384 | Land south of, 5-25, Clay Well, Golcar, Huddersfield                                | Off Site POS                  | £22,948.00      |
| 2021/91544 | Southgate/Leeds Road, Huddersfield, HD1 1TW   | Highways Contribution         | £10,000.00      |
| 2021/91544 | Southgate/Leeds Road, Huddersfield, HD1 1TW   | Bus Stop Contribution         | £23,000.00      |

|            |  |                               |             |
|------------|--|-------------------------------|-------------|
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Off Site POS                  | £86,590.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Off Site POS                  | £86,590.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | On Site POS                   | £1,000.00   |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Public Transport Contribution | £31,969.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Public Transport Contribution | £31,969.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Travel Plan Contribution      | £10,000.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Education                     | £141,535.30 |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Education                     | £141,535.30 |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Education                     | £141,535.30 |
| 2021/91871 | Land adj, High Street and Challenge Way, Hanging Heaton, Batley            | Off Site POS                  | £84,233.00  |
| 2021/91871 | Land adj, High Street and Challenge Way, Hanging Heaton, Batley            | On Site POS                   | £250.00     |
| 2021/91871 | Land adj, High Street and Challenge Way, Hanging Heaton, Batley            | Highways Contribution         | £40,307.00  |
| 2021/91871 | Land adj, High Street and Challenge Way, Hanging Heaton, Batley            | Public Transport Contribution | £28,132.50  |
| 2021/91871 | Land adj, High Street and Challenge Way, Hanging Heaton, Batley            | Education                     | £67,187.00  |
| 2020/92368 | Land south of, Leeds Road, Mirfield, WF14 0JE                              | Bio-Diversity Net Gain        | £40,020.00  |
| 2020/92368 | Land south of, Leeds Road, Mirfield, WF14 0JE                              | Off-site POS                  | £21,753.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Off-site POS                  | £173,180.00 |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Metrocards                    | £63,938.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Travel Plan Monitoring        | £10,000.00  |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | Education                     | £424,606.00 |
| 2021/91571 | Land south of The Lodge and north of Church Lane, Linthwaite, Huddersfield | On-site POS                   | £1,000.00   |



## 8. Projects that are currently in the pipeline to utilise existing and future s.106 monies

8.1. At the end of the reporting year 2021/22 the Council was working on the following projects to utilise received s.106 monies. On some occasions, monies are pooled to fund larger scale infrastructure to benefit local communities and, in these cases, the timescales between receipt of monies and spend on projects is longer. In addition, larger development sites often have phased s.106 payments whereby monies are not due until a certain number of houses have been constructed. The Council is actively working with all departments to facilitate future spending of all s.106 monies and will be engaging with Councillors and local communities to identify additional projects in local areas.

**Table 15 - Future Public Open Space projects**

| Planning Application Reference | Intended Infrastructure Improvement   | Amount      |
|--------------------------------|---|-------------|
| 2017/91459                     | Towards Bywell Rec Ground Works and/or Wakefield Road Rec Ground Works and/or Earlsheaton Park Words                                  | £270,631.25 |
| 2016/91158                     | Towards the provision of public open space  | £231,150.00 |
| 2002/93393                     | Towards the upkeep and or improvement of Norman Park  | £39,000.00  |
| 2013/93721                     | To improve existing POS at Sunnyside and to support on-going works at East Hill Wood  | £25,000.00  |
| 2019/90264                     | To be expended on the improvement of public open space in the Council's area  | £71,675.38  |
| 2019/90151                     | Towards improvements to publicly accessible open space within the vicinity of but not limited to Skelmanthorpe Rec and Cross Lane Rec | £68,755.91  |

**Table 16 - Highways future projects**

| Planning Application Reference | Intended Infrastructure Improvement  | Amount     |
|--------------------------------|--|------------|
| 2012/93966                     | Traffic Calming Measures   | £15,388.00 |
| 2012/92979                     | Towards the upgrade of local cycle routes  | £25,000.00 |
| 2014/90722                     | Towards the installation of speed indicator devices on Helme Lane  | £11,158.30 |
| 2017/91081                     | Provision of highway safety improvement within the vicinity of the development   | £5,000.00  |
| 2011/91519                     | Towards surfacing improvements to the footpath (HUD/408/20) between the western boundary of the site and Crosland Road | £10,000.00 |
| 2015/93861                     | Towards works to demark road markings at the junction of Mill Moor Road and Leygards Lane/New Bridge Road              | £300.00    |

| Planning Application Reference | Intended Infrastructure Improvement   | Amount      |
|--------------------------------|---|-------------|
| 2017/90772                     | Towards traffic light upgrades at the junction with Savile Road and Mill Street East                        | £11,812.63  |
| 2014/90780                     | Towards the provision of bus stops  | £25,000.00  |
| 2012/92614                     | Towards the construction of dedicated pedestrian crossing phases on the A652 Bradford Road                  | £10,000.00  |
| 2014/93248                     | Towards Springwood Road improvements  | £50,000.00  |
| 2018/93098                     | Towards the provision of signal equipment at the site access onto Blackmoorfoot Road                        | £22,340.00  |
| 2018/90192                     | Towards road safety and sustainable travel initiatives in the area of Netherthong                           | £10,000.00  |
| 2017/91459                     | Towards the improvement of existing footpath  | £68,075.71  |
| 2017/91459                     | Towards a TRO the need for which directly arises from the Development                                       | £22,145.11  |
| 2017/91623                     | Towards highway improvements within the village of Hade Edge  | £287,546.50 |
| 2014/90688                     | Towards the provision of traffic calming and management measures on Church Lane                             | £25,000.00  |
| 2014/90688                     | Towards traffic management/calming improvements at Roberttown   | £35,000.00  |
| 2014/90688                     | Highway Contribution towards improvement of shared pedestrian/cycling lanes on Leeds Road Mirfield          | £35,000.00  |
| 2016/92633                     | Towards the provision of shelters and real time information displays at bus stops 14046 and 14047           | £42,605.86  |
| 2016/91158                     | Towards the improvement of bus stop number 20698  | £10,000.00  |
| 2016/91158                     | Towards the provision of sustainable travel measures  | £41,000.00  |
| 2018/91078                     | Towards improvements of bus stop number 22769 on Crosland Road  | £10,000.00  |
| 2019/91730                     | Towards the provision of travel plan measures and/or other sustainable travel measures including Metrocards | £22,841.76  |
| 2019/91730                     | Towards the provision of signalised junction improvements at the Woodhead Road junction with Honley village | £10,030.30  |
| 2019/91730                     | Towards the installation of a real time information display at bus stop no. 19172                           | £10,030.30  |
| 2018/92055                     | To be applied for the provision of a bus stop.  | £10,000.00  |
| 2016/93411                     | For the purposes of upgrading and future maintenance of Meltham/Netherthor Greenway                         | £42,682.93  |
| 2019/90264                     | Towards bus shelter improvements in the vicinity of the development at Gomersal                             | £13,941.44  |
| 2019/90264                     | Towards Real Time Information Display upgrades in the vicinity of the Development at Gomersal               | £10,366.72  |
| 2019/91836                     | Towards the funding of a TRO to reduce speed limits along the A635 in the vicinity of the site              | £5,554.00   |

**Table 17 - Drainage future projects**

| Planning Application Reference | Intended Infrastructure Improvement   | Amount     |
|--------------------------------|---|------------|
| 2019/90151                     | Towards upgrading/improvements to off-site downstream drainage/watercourse infrastructure as shown on 4902/FRA/11 rev.O | £19,939.39 |
| 2016/91158                     | Towards the renewal/repair of the existing sewer within Barnsley Road and Pinfold Lane                                  | £35,000.00 |
| 2014/91449                     | Towards off site drainage investigations and/or improvements to drainage in the vicinity of the land.                   | £1,500.00  |
| 2017/90557                     | Towards the cost of highway clean up in the event of a flood  | £22,162.00 |
| 2018/92055                     | Towards the refurbishment of manholes and pipework on Clough Lane   | £10,000.00 |

## Appendix 1: s.121A Community Infrastructure Regulations requirements – Summary of s. 106 Planning Obligations

| Summary of Section 106 Planning Obligations<br>s.121A 3) Community Infrastructure Regulations 2019  |
|---|
| 3. The matters to be included in the section 106 report for each reported year are -  |
| (a) the total amount of money to be provided under any planning obligations which were entered into during the reported year; <b>£6,013,844.54</b>  |
| (b) the total amount of money under any planning obligations which were received during the reported year; <b>£3,156,793.62</b>   |
| (c) the total amount of money under any planning obligations which was received before the reported year which has not been allocated by the authority; <b>£9,765,532.43</b>  |
| (d) summary details of any non-monetary contributions to be provided under planning obligations which were entered into during the reported year, including details of—<br>(i) in relation to affordable housing, the total number of units which will be provided; <b>253 affordable homes</b><br>(ii) in relation to educational facilities, number of school places for pupils which will be provided, and the category of school at which they will be provided; contributions have been sought to provide. <b>No non-monetary school places were provided under the terms of any section 106 agreement.</b>  |
| (e) the total amount of money (received under any planning obligations) which was allocated but not spent during the reported year for funding infrastructure; <b>£0</b>  |
| (f) the total amount of money (received under any planning obligations) which was spent by the authority (including transferring it to another person to spend); <b>£4,777,026.91</b>   |
| (g) in relation to money (received under planning obligations) which was allocated by the authority but not spent during the reported year, summary details of the items of infrastructure on which the money has been allocated and the amount of money allocated to each item. <b>None</b>  |
| (h) in relation to money (received under planning obligations) which was spent by the authority during the reported year (including transferring it to another person to spend), summary details of—<br>(i) the items of infrastructure on which that money (received under planning obligations) was spent, and the amount spent on each item;<br><b>See table 11 above</b><br>(iii) the amount of money (received under planning obligations) spent on repaying money borrowed, including any interest, with details of the items of infrastructure which that money was used to provide (wholly or in part); <b>N/A</b><br><br>(iv) the amount of money (received under planning obligations) spent in respect of monitoring (including reporting under regulation 121A) in relation to the delivery of planning obligations; <b>N/A</b> |
| (i) the total amount of money (received under any planning obligations) during any year which was retained at the end of the reported year, and where any of the retained money has been allocated for the purposes of longer-term maintenance (“commuted sums”), also identify separately the total amount of commuted sums held. <b>Committed Sums for Public Open Space - £403,393.97</b>  |