

MONITORING OF SECTION 106 PLANNING OBLIGATIONS – APPENDICES TO REPORT 17/33

Appendix 1

Overall Summary Table for Current Potential Section 106 Funds

The table below shows the maximum funds which could be obtained from Section 106 agreements based on the more detailed tables in Appendix 2. It should be noted that the periods do not relate to 12 months. It excludes cases where the money has now been spent. It shows the monies categorised by the type of infrastructure to which it is ring-fenced. The 'Not Triggered' column in this and subsequent tables should be treated with some caution as it is dependent on development going ahead and in some cases is a maximum figure. 'Committed' expenditure refers to specific projects which have been approved by Cabinet (or on occasions by the County Council). 'Uncommitted' expenditure may include cases where the type of project or its location has nonetheless been identified on a general level by Cabinet or in the Section 106 obligation.

Table 1

	Not Triggered/ Invoiced Yet*	Invoiced & Owing	Awaiting Expenditure (uncommitted)	Awaiting Expenditure (committed)	Total
Affordable Housing	£285,237	0	£344,845	£221,200	£851,782
Public Open Space /Play/ Sport – On Site	£497,500	0	0	£143,404	£640,904
Public Open Space /Play/Sport – Off Site	£672,816	0	£106,168	£231,129	£1,010,113
Education	£2,127,171	£433,204	0	£9,064	£2,569,439
Transport	£1,915,040	£11,638	£106,557	£317,535	£2,350,770
Health	£400,025	£29,329	0	0	£429,354
Miscellaneous	£10,000	0	0	£174,534	£184,534
Total	£5,907,89	£474,171	£557,570	£1,096,886	£8,036,416

*This column does not include any additional monies arising from Indexation, which cannot be calculated yet.

Appendix 2

Summary Tables for Individual Types of Infrastructure

The tables in this appendix summarise the position on different types of infrastructure provision. With the exception of Table 2a they all relate to commuted sums. They show the position at the time of recent monitoring reports, so that trends/progress can be identified. It should be noted that the periods do not relate to 12 months.

Table 2a – Affordable housing – on site provision

	Number dwellings granted permission (with s106) in period	Total Complete (valid consents at end of period)	Not Yet (valid at end of period)	Completed during period
Dec 2015 – Jan 2017	120*	644*		55
Jan 2014 – Nov 2015	130	574*		194
Jan – Dec 2013	292*	651*		51
Apr – Dec 2012	58	410*		37
Apr 2011 – Mar 2012	42	419*		16

* Includes estimated figures for outline planning permission exists for a percentage of affordable provision, but precise final numbers are not yet known.

Table 2b - Affordable Housing – Funds for Off-Site Provision

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	£260,487	£285,737	0	£19,097	£566,045	£10,150
Jan 2014 – Nov 2015	£331,331	£197,913	£3,989	£257,076	£611,007	£220,500
Jan-Dec 2013	£191,023	£264,044	£7,668	£141,665	£604,809	0
Apr-Dec 2012	£1,709	£221,344	0	0	£463,144	0
Apr 2011 - Mar 2012	£131,000	£219,000	£74,422	0	£463,144	0

Table 3a - Public Open Space/Community Facilities - On Site Provision and Maintenance Funds

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	0	£497,500*	0	£21,500	£143,404 (all committed)	£35,156
Jan 2014 – Nov 2015	0	£519,000*	0	£67,600	£157,060	£70,970
Jan-Dec 2013	£486,000*	£628,800*	0	0	£160,086	£34,812
Apr-Dec 2012	£42,000	£142,800	0	0	£194,898	0
Apr 2011 - Mar 2012	£11,500	£90,800	£10,000	0	£194,898	£34,812

* Includes figures for Middle Deepdale, which are estimates.

Table 3b - Public Open Space/Play/Sports Provision (Off Site Provision / Improvements)

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	£358,505	£672,816	0	£223,119	£329,387	£2,293
Jan 2014 – Nov 2015	£90,889	£364,562	£193,389	£75,431	£141,262	£61,961
Jan-Dec 2013	£145,615	£602,723	£9,781	£37,878	£126,856	£35,861
Apr-Dec 2012	£354,846	£473,341	£47,834	£35,088	£123,794	0
Apr 2011 - Mar 2012	£25,183	£165,851	£46,190	£5,980	£87,226	£85,000

* None formally committed to specific projects, although some is ring-fenced to specific locations or types of expenditure.

Table 4 - Education

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	£710,391	£2,127,171	£433,204	£127,146	£9,064	£498,439
Jan 2014 – Nov 2015	£220,935	£1,901,599	0	£259,681	£380,357	0
Jan-Dec 2013	0	£1,920,880	0	£120,676	£120,676	0
Apr-Dec 2012	0	£2,316,394	0	0	0	0
Apr 2011 - Mar 2012	£462,264	£2,316,394	£140,365	0	0	0

Table 5 – Transport

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	£113,870	£1,915,040	£11,638	£117,175	£413,347	£290,103
Jan 2014 – Nov 2015	£30,000	£2,028,874	£135,943	£86,687	£500,574	£279,582
Jan-Dec 2013	£988,704	£2,532,290	£54,429	£53,958	£728,493	0
Apr-Dec 2012	£682,856	£1,683,792	0	£448,437	£672,812	£2,000
Apr 2011 - Mar 2012	£183,350	£2,094,850	0	£184,505	£226,375	0

Table 6 – Health

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	£25,000	£400,025	£29,329	0	0	0
Jan 2014 – Nov 2015	0	£400,025	0	0	0	0
Jan-Dec 2013	£250,025	£400,025	0	0	0	0
Apr-Dec 2012	0	£150,000	0	0	0	0
Apr 2011 - Mar 2012	0	£150,000	0	0	0	0

Table 7 – Miscellaneous

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Dec 2015 – Jan 2017	0	£10,000	0	0	£174,534	£12,135
Jan 2014 – Nov 2015	£10,000	£10,000	0	£250,020	£186,659	£63,361
Jan-Dec 2013	£250,020	£300,020	0	0	0	0
Apr-Dec 2012	£50,000	£50,000	0	0	0	0
Apr 2011 - Mar 2012	0	0	0	0	0	0

Sums exclude £523,000 at Middle Deepdale which is only liable if community facilities not built by the developers

Appendix 3

Current Status of Individual Section 106 Planning Obligations

The tables below relate only to those obligations where payment of a commuted sum is required, or in the case of affordable housing, where a specific number or proportion of affordable units are to be provided. The tables normally exclude other non-financial planning obligations, as well as those which have been superseded or where the planning permission has expired. It also excludes obligations where all monies have been received and expended, except where this has occurred since the matter was last reported.

Table 8a - Housing (On Site)

Planning Ref	Site	Date of Agreement	Requirements	Current Status
Affordable Housing Complete				
10/00903/OL	West Garth, Cayton	21/06/11	32 units (20% provision)	All units provided – final 2 dwellings completed since last report
Affordable Housing Partially Completed				
09/00717/OL	High Mill Farm, Scalby	8/10/2010	57 units approved in phase 1 (97 units are shown in phases 2-4 application which have been agreed in principle by Committee) .	38 affordable units complete and transferred to Registered Provider – 29 since last report.
11/00160/FL	Land at Helredale Gardens & St Peters Road, Whitby	19/06/2015	91 affordable units	12 affordable units complete & and transferred to Registered Provider
11/00213/FL	Eskdale Park, Larpool Lane, Whitby	17/05/2012	54 affordable units	35 affordable units complete and transferred to Registered Provider – 12 since last report. Three more are complete and awaiting transfer.

11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	Affordable provision to accord with guidance (20% at present which may equate to up to 270 units) – subject to viability assessment for each phase.	30 affordable units complete. (This is in addition to the extra-care facility with 60 places, which is not covered by the Section 106 agreement). No new completed units since last report, but 60 affordable units on the western part of site are likely to be complete by March.
No Affordable Housing Completed				
07/01700/OL & 09/02472/RM	Highfield Road, Whitby	25/10/2007	10 affordable units	One (open market) dwelling constructed, but development not progressed further.
08/02554/FL	Church Farm, Speeton	16/03/2009	5 affordable houses	Development started, keeping the planning permission extant, but has never progressed. (Unless circumstances change this item will not be reported in future).
13/01881/FL	Land at Scarborough Road and Pasture Lane, Seamer	23/01/2014	30 affordable units	Not started
14/01755/FL	Blueberry Way, Scarborough (Oliver's Heights)	27/03/2015	5 affordable units (carried over from previous S106)	5 units under construction
15/01219/FL	Former Scarborough RUFC Scalby Road, Scalby	02/12/2015	Extra care facility with 59 rooms for the elderly	Not started
15/01284/FL	The Tennis Courts, Southdene, Filey	18/04/2016	9 affordable units	Construction recently commenced.
15/02665/OL	Racecourse Road, East Ayton	05/05/2016	40% provision (16 units if indicative layout built)	Not started

15/01632/FL	Farside Road, West Ayton	22/01/2016	28 affordable housing units	Not started (request to reduce pending)
16/00825/FL	Former Highways Depot, The Garth, Whitby	10/11/2016	6 affordable units	Not started
16/01449/FL	Norwood House, Belle View Street, Scarborough	26/10/2016	2 affordable units	Under construction

Table 8b - Affordable Housing (Off Site Contributions)

Apart from the two last cases in this table repayment clauses do not apply to these contributions.

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
Payment made and partially spent				
02/02114/OL	The Sands North Bay	15/10/2004	464,253	£79,000 previously spent on Newburn House, Alma Square. Since the last report, £50,000 has been spent on affordable housing in Sleights. Cabinet has agreed to spending commitments on affordable housing as follows: £60,000 for Sneaton Castle, Whitby and £150,000, towards Young Person's Pathway Housing comprising 6 units at Victoria Road, Scarborough. £125,253 remains unallocated
14/00398/FL	Wesley Hall, Moor Lane, Eastfield	25/04/2014	£31,500	Allocated to fund Rural Housing Enabler to be spent over 3 years. £20,300 has been spent (£10,150 since last report), leaving £11,200 as commitment for expenditure for the next year.

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
Paid and waiting expenditure				
12/01887/FL	131 Victoria Road, Scarborough	05/11/2012	£1,709	Awaiting expenditure
12/02587/FL	148 Victoria Road, Scarborough	18/02/2013	£2,550	Awaiting expenditure
13/00009/FL	29/31 Falsgrave Road, Scarborough	14/05/2013	£440	Awaiting expenditure. Section 106BA application approved which reduced original sum from £4,200 on viability grounds.
13/00667/FL	111-113 North Marine Road, Scarborough	12/07/2013	£28,396	Awaiting expenditure
13/01117/FL	1a Hope Street Scarborough	13/08/2013	£1,929	Awaiting expenditure
13/01160/FL	Former Bus Station, Somerset Terrace, Scarborough	05/08/2013	£13,889	Awaiting expenditure
13/01239/FL	8 Queens Terrace, Scarborough	02/10/2013	£5,223	Awaiting expenditure
13/01509/FL	13 Blackburn's Yard, Church Street, Whitby	17/10/2013	£3,600	Awaiting expenditure
13/01744/FL	5 Belvedere Place, Scarborough	08/10/2013	£3,633	Awaiting expenditure
13/02107/FL	Lockton & Kepwick Houses, Peasholm Gap, Scarborough	30/01/2014	£26,764	Awaiting expenditure
13/02140/FL	79 Coach Road, Sleights	20/12/2013	£5,190	Awaiting expenditure

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
13/02114/FL	14 Weydale Avenue, Scarborough	25/11/2013	£23,183	Awaiting expenditure
13/02156/FL	Former Police Station, 7 Murray Street, Filey	08/04/2014	£28,696	Awaiting expenditure
13/02550/FL	133 North Marine Road, Scarborough	28/02/2014	£4,730	Awaiting expenditure
13/02625/FL	The Landings, 7-8 The Beach, Filey	25/03/2014	£15,120	Awaiting expenditure
14/00279/FL	Land rear of 2 Westwood, Scarborough	09/07/2014	£9,220	Awaiting expenditure
14/00715/FL	47 North Marine Road, Scarborough	01/08/2014	£3,783	Awaiting expenditure
14/00857/FL	5 The Crescent Scarborough	12/06/2014	£14,838	Awaiting expenditure
14/01076/FL	Albion PH, 136 Castle Road, Scarborough	18/07/2014	£18,300	Awaiting expenditure
14/01265/FL	12 Holbeck Hill, Scarborough	12/08/2014	£2,840	Awaiting expenditure
14/01110/FL	6 Belle Vue Parade, Scarborough	12/09/2014	£5,812	Awaiting expenditure
Not invoiced/triggered yet				
13/00181/FL	4B Russet Grove, Newby	26/06/2013	£5,250	Development started – application was outline when s106 was completed, so precise sum needs to be confirmed before invoicing.

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
13/00481/FL	2 & 2A Somerset Terrace, Scarborough	28/06/2013	£2,400	Development not progressed – unless circumstances change this item will not be reported in future
13/02204/OL	Garth End Road, West Ayton	15/09/2014	Confirm at reserved matters stage	Not started and no reserved matters application submitted yet
13/02244/FL	Carlton Hotel, Belmont Road, Scarborough	03/02/2014	£7,050	Triggered and due to be invoiced soon
14/00625/FL	52 Main Street, Cayton	29/08/2014	£6,900	Development not started
14/00746/FL	7 Royal Crescent Lane, Scarborough	16/07/2014	£3,650	Development not started
15/02421/FL	Newby Farm Road, Scalby	09/06/2016	£210,487	Development started, but payment not triggered -10 year repayment period
16/00163/FL	7-11 Esplanade Gardens, Scarborough	11/05/2016	£50,000	Development started, but payment not triggered -10 year repayment period

The above table does not normally include obligations which have in effect been superseded. Following a change in government policy, which prevented requests for affordable housing contributions, there are a number of cases where either a Deed of Release from the s106 obligations, or a subsequent planning permission without an affordable housing contribution, have been issued.

Table 9a - Public Open Space/Community Facilities - On Site Provision and Maintenance

Where monies have only been partially spent this reflects the fact that payments cover maintenance which is phased over a number of years. Prior to any maintenance monies being requested most agreements require that the developer provides the open space/play equipment to a suitable standard. Once this has been agreed it then proceeds to adoption of the land by the Council, following which payment(s) are made.

Application Number	Site	Date of Agreement	Maintenance Sum or Requirement	Repayment date /period	Current Status
Payment made and expenditure ongoing/complete					
99/00841/RM	Lisvane School	01/07/1999	£6,500 POS	None	All monies now spent
99/00841/RM	Lisvane School	01/07/1999	£2,800 Play Equipment	None	All monies now spent
00/00027/FL	Osgodby Lane	03/08/2000	£82,750 POS	None	Received and largely spent (balance £8,275)
00/00027/FL	Osgodby Lane	03/08/2000	£34,500 Play Equipment	None	Received and partially spent (balance £3,450)
00/00592/FL	Barry's Lane	08/05/2001	£15,000 POS	None	Received and largely spent (balance £1,500)
00/00592/FL	Barry's Lane	08/05/2001	£4,000 Play Equipment	None	Received and largely spent (balance £400)
02/00145/FL	Crab Lane III, Crossgates	31/07/2003	£102,905 POS	16/9/2024	Received and partially spent (balance £36,014)
02/00145/FL	Crab Lane III, Crossgates	31/07/2003	£35,500 Play Equipment	16/9/2024	Received and partially spent (balance £12,425)
00/00587/FL	Lismore Place/ Wyecourt	08/05/2001	£10,000 POS	None	Received and partially spent (balance £8,000)
04/01191/FL	Pasture Crescent , Filey	24/07/2003	£21,500 POS and play equipment	None	POS/play area adopted by SBC and payment made – awaiting commencement of phased expenditure over 10 years

Application Number	Site	Date of Agreement	Maintenance Sum or Requirement	Repayment date /period	Current Status
4/35/289E/FL (99/01153/FL)	Castle Road Whitby	02/11/2001	£57,600 POS	None	Received and partially spent (balance £51,840)
Awaiting land transfer and payment					
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	Open Space & Play £40,000/ha (c. £350,000)	Spend on maintenance over 7 years	Not reached stage when provision/payment is triggered
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	Open Space (Deep Dale Area) £11,000/ha (c. £36,000)	Spend on maintenance over 7 years	Not reached stage when provision/payment is triggered
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	Additional Play Area contribution £100,000	Spend on maintenance over 7 years	Not reached stage when provision/payment is triggered
Miscellaneous					
09/01006/FL	St Hilda's Priory, Sneaton Castle, Whitby	09/11/2010	Make playing field available for use by public on request	n/a	Playing field available for use and officers have written to Priory to encourage public use.
10/00903/OL	West Garth, Cayton	21/06/2011	Community land/facilities - sum of £11,500	5 years	Only triggered if land transferred to Borough or Parish Council (ongoing discussions regarding future proposals for land).
11/00213/FL	Eskdale Park, Whitby	17/05/2012	Provision of public open space with	n/a	Development not reach stage when obligation is

Application Number	Site	Date of Agreement	Maintenance Sum or Requirement	Repayment date /period	Current Status
			management arrangements (with provision for transfer to SBC with maintenance sum to be agreed)		triggered
15/01284/FL	The Tennis Courts, Southdene, Filey	18/04/2016	Provision of 3 tennis courts for public use	n/a	Tennis courts provided on site
15/01632/FL	Farside Road, West Ayton	21/01/2016	Provision of on-site open space/play/sports facilities	n/a	Development not started
15/02665/OL	Racecourse Road, East Ayton	05/05/2016	Provision of on-site open space	n/a	Development not started

Table 9b - Public Open Space/Play/Sports Provision (Off Site Provision / Improvements)

In the 'Project for Expenditure' column underlined text indicates that the project for expenditure is fixed by the planning obligation or Cabinet. *Italic* text indicates that Cabinet has identified in principle the location of the expenditure.

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
Payment made and awaiting expenditure (wholly or in part)						
02/01170/FL	Old Montrosa, Avenue Victoria	05/12/2002	£15,707	<i>South Cliff Gardens</i>	15/05/2019	£8,440 spent on Italian Gardens at South Cliff. The remaining balance is £7,267

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
03/00538/FL	Dulverton Hall, Montpellier Terrace	01/07/2003	£10,385	<i>South Cliff Gardens</i>	06/12/2019	Received - £1,167 spent on sign at South Cliff Gardens. Mostly awaiting expenditure (balance £9,218)
04/00944/FL	Oriel House, Oriel Crescent	15/07/2004	£6,038	To be determined for remaining sum	21/01/2022	Mainly spent - balance of £1,871 remaining
04/02315/FL	35 – 36 Esplanade Gardens	21/03/2005	£8,334	<i>South Cliff Gardens</i>	10/05/2022	Monies received & awaiting expenditure
05/00954/FL	28/30 Prince of Wales Terrace	08/08/2005	£7,661	<i>South Cliff Gardens</i>	15 years (2026-27 – payments were phased)	£7,661 was paid, but remainder of original sum (£12,769) had to be written off as company went into liquidation. Awaiting expenditure.
07/00735/FL	35/37 West St Scarborough	30/08/2007	£1,995	<i>South Cliff Gardens</i>	14/04/2018	Monies received & awaiting expenditure
03/00972/FL	31 Valley Road	18/11/2003	£2,069	<i>Valley Gardens</i>	28/04/2020	Monies received & awaiting expenditure
02/01309/FL	Grosvenor House Hotel	23/02/2004	£4,000	<i>Valley Gardens</i>	06/10/2029	£9,781 was invoiced, but following long dispute over non- payment, £4,000 was paid and remainder was written off. Awaiting expenditure.
04/00256/FL	Albemarle Back Road.	18/08/2004	£1,510	<i>Valley Gardens</i>	21/12/2025	Received and awaiting expenditure
	47/49	04/08/2005	£8,864	<i>Valley</i>	28/02/2018	Monies received & awaiting

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
05/00806/FL	Westbourne Grove			<i>Gardens</i>		expenditure
08/00647/FL	New George Hotel, Newborough	18/09/2008	£3,596	To be determined	23/11/2019	Monies received & awaiting expenditure
07/01917/FL	Seamer Rd (Hinderwell and Newcoln Rds)	20/11/07	£214	To be determined	None	The original sum remaining £23,426 was written off as funders went bankrupt. (New s106 with £50,000 to improve POS/play in the vicinity)
09/02166/FL	9a Royal Crescent Lane, Scarborough	29/11/2013	£9,364	To be determined	None	Monies received & awaiting expenditure
12/00604/FL	48 & 50 Norwood Street, Scarborough	21/08/2012	£11,251	To be determined	None	£2,293 spent on information board for Cinder Track, leaving a balance of £8,958
12/01108/FL	9 Grosvenor Crescent Scarborough	18/12/2012	£1,044	To be determined	None	Monies received & awaiting expenditure
12/01144/FL	4 Belgrave Crescent, Scarborough	10/05/2013	£11,062	To be determined	None	Monies received & awaiting expenditure

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
12/02456/RG4	Land at Manham Hill, Eastfield	13/03/2013	£24,290	<u>Manham Hill Play Area</u>	None	£10,204 spent on play area, leaving a balance of £11,498 committed to same project
13/01160/FL	Former Bus Station, Somerset Ter. Scarborough	05/08/2013	£2,158	To be determined	None	Monies received & awaiting expenditure
13/02107/FL	Lockton & Kepwick Houses, Peasholm Gap, Scarborough	30/01/2014	£5,466	<u>Play facilities in the vicinity</u>	None	Monies received & awaiting expenditure
13/02114/FL	14 Weydale Avenue, Scarborough	25/11/2013	£3,454	To be determined	None	Monies received & awaiting expenditure
13/02156/FL	Former Police Station, 7 Murray Street, Filey	08/04/2014	£4,979	<u>Glen Gardens Play Area</u>	None	Monies received & Cabinet approval for expenditure to be sought imminently.
14/00222/FL	Allatt House, 5 West Parade Road, Scarborough	06/06/2014	£8,960	<u>Manor Road Park and/or old railway line</u>	None	Monies received & awaiting expenditure

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
14/01755/FL	Blueberry Way (Olivers Heights), Scarborough	27/03/2015	£50,000	<u>Improvements to POS and/or play provision at Olivers Heights or Falsgrave Comm. Centre</u>	n/a	Received & waiting expenditure
15/01180/RG4	Former McCain Stadium, Scarborough	15/06/2016	£20,367	<u>Sensory Garden (or Edge Hill Road wood)</u>	n/a	Received & waiting expenditure
Part Paid & Waiting Expenditure/ Part not Triggered						
11/00213/FL	Eskdale Park Larpool Lane, Whitby	17/05/2012	£137,729	<u>St Peter's Play Area</u>	10 years	£74,894 paid and largely committed. Second instalment of £68,899 (+indexation) not triggered yet
11/00213/FL	Eskdale Park Larpool Lane, Whitby	17/05/2012	£126,020	<u>Sport facilities</u>	10 years	£68,495 paid and largely committed. Second instalment of £57,525 (+indexation) not triggered yet
Payment not invoiced/triggered yet						
04/01505/FL	23 Prince of Wales Terr., Scarborough	09/12/2004	£1,517	<i>South Cliff Gardens</i>	15 years	Development started but trigger payment never reached (Unless circumstances change this item will not be reported in future).

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
03/01895/FL	Land adjacent 35 Trinity Road	05/02/2004	£10,924	<i>Was Oliver's Mount & Mere Country Park, but may need re-allocating</i>	15 years	Development started to keep planning permission extant, but payment never triggered. (Unless circumstances change this item will not be reported in future).
04/02456/FL	The Carlton Hotel, Belmont Rd, Scarborough	11/03/2005	£8,930	<i>Valley Gardens</i>	n/a	Under construction, but payment not triggered yet
07/01700/OL & 09/02472/RM & 07/01700/OL & 09/02472/RM	Highfield Road, Whitby Highfield Road, Whitby	25/10/07 25/10/07	£8,331 (POS) £2,380 (sport)	<i>White Leys POS</i>	5 years 5 years	Construction not reached stage where payment is triggered Construction not reached stage where payment is triggered
07/00547/OL	Muston Road, Filey	13/11/2007	£15,520	<u>Multi- Use games area within vicinity</u>	10 years	Development under construction, but payment not triggered yet.
08/00193/FL	St Thomas Hospital, Foreshore Road	30/05/2008	£12,612	<i>Valley Gardens</i>	15 years	Development started, keeping permission extant. (Unless circumstances change this item will not be reported in future).
08/02554/FL	Church Farm, Speeton	03/08/2009	£15,767	<u>Not decided yet, but must be in Reighton Parish</u>	10 years	Development started, keeping permission extant. (Unless circumstances change this item will not be

Planning Ref:	Site	Date of Agreement	Commutated Sum	Project for Expenditure*	Repayment date/period	Current Status
						reported in future).
08/1544/FL	94 Filey Road, Scarborough	24/10/2011	£13,183	To be determined	15 years	Development started, keeping permission extant. (Unless circumstances change this item will not be reported in future).
11/01844/FL	The Sands, Burniston Road, Scarborough	28/08/2013	£100,000	<u>Play area on land within or in vicinity of the site</u>	None	Payments not yet triggered
12/01586/OL	Former LPG Depot, Church Hill, Reighton	06/12/2012	£19,090	To be determined in consultation with Parish Council	None	Reserved matters approved. Development not started so payment not triggered yet.
14/01376/OL	Sneaton Castle Farm, Castle Road, Whitby	27/11/2015	£94,761	<u>Outdoor sports facilities in Whitby</u>	10 years	Not triggered yet
15/01079/FL	Salisbury Hotel, Huntriss Row, Scarborough	11/09/2015	£6,841	<u>Gardens at Alma Square and Albemarle Crescent</u>	None	Likely to be liable in the near future
15/01284/FL	Southdene, Filey	18/04/2016	£38,010	<u>In accordance with Green Spaces SPD in Filey</u>	15 years	Recently triggered and to be invoiced soon

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
15/01343/FL	Rear of 31-33 Main Street, Seamer	03/06/2016	£15,330	<u>Seamer Village Green</u>	None	Under construction, but payment not triggered yet
15/01517/RG4	Seraphis Court, Holbeck Hill, Scarborough	26/09/2016	£21,558	<u>Footpath infrastructure at South Cliff Gardens</u>	15 years	Not yet triggered
15/01632/FL	Farside Road, West Ayton	22/01/2016	£43,226	<u>Changing Rooms/ Junior Football Pitch at W. Ayton Sports Field,</u>	10 years from practical completion	Not yet triggered
15/02421/FL	Newby Farm Road, Scalby	09/06/2016	£9,513	<u>Linden Road Neighbourhood Park</u>	10 years	Not triggered yet
15/02636/FL	24 Vernon Road, Scarborough	29/11/2016	£22,717	<u>Tennis Facilities in Scarborough Urban Area</u>	n/a	Not triggered yet (Payment dependent on outcome of viability assessment)
15/02636/FL	24 Vernon Road, Scarborough	29/11/2016	£19,278	<u>Footpath infrastructure at South Cliff Gardens</u>	n/a	Not triggered yet (Payment dependent on outcome of viability assessment)
15/02665/OL	Racecourse Road, East Ayton	05/05/2016	Not determined yet	<u>Green space/ play facs. in E. or W. Ayton parishes</u>	10 years	Not triggered – awaiting reserved matters application when sum can be calculated
15/02665/OL	Racecourse Road, East Ayton	05/05/2016	Not determined yet	<u>Sports facs. in E. or W. Ayton parishes</u>	10 years	As above

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
16/00163/FL	7-11 Esplanade Gardens, Scarborough	11/05/2016	£27,168	<u>Footpath infrastructure at South Cliff Gardens</u>	10 years	Under construction, but not triggered yet
16/00825/FL	Highways Depot, The Garth, Whitby	10/11/2016	£9,328	<u>Parks & Gardens at West Cliff</u>	10 years	Not triggered yet
16/00825/FL	Highways Depot, The Garth, Whitby	10/11/2016	£10,992	<u>White Leys Playing Field - Sports</u>	10 years	Not triggered yet
16/00825/FL	Highways Depot, The Garth, Whitby	10/11/2016	£19,416	<u>White Leys Playing Field – Play Facs.</u>	10 years	Not triggered yet

Table 10 - Education

Planning Ref	Site	Date of Agreement	Sum	Project for expenditure	Repayment date/period	Current Status
Payments made in part/full						
10/00903/OL	West Garth, Cayton	21/06/2011	£498,439	Cayton Primary School	5 years – first instalment repayable after 28/02/2018	All 4 instalments paid and transferred to NYCC and spent on on classrooms at Cayton Primary School

Planning Ref	Site	Date of Agreement	Sum	Project for expenditure	Repayment date/period	Current Status
07/00547/OL	Muston Road, Filey	13/11/2007	£29,192	Filey Infant & Nursery School	10 years (2025 for 1 st instalment)	First instalment of £9,064 paid and awaiting expenditure – remaining £20,128 not triggered yet
Payment Awaited in Part						
09/00717/OL	High Mill Farm, Scalby	8/10/2010	£1,540,941	Newby & Scalby Primary School	10 years	£433,204 recently invoiced. Remaining £1,107,737 + indexation not triggered yet
Payments not triggered yet						
07/01700/OL & 09/02472/RM	Highfield Road, Whitby	25/10/2007	£67,980	Primary school(s) in catchment area	5 years	Development not reached stage when payment is triggered.
13/01881/FL	Scarborough Road and Pasture Lane, Seamer	23/01/2014	£67,980	Not specifically identified, but should be Seamer & Irton Primary School	n/a	Not started or triggered yet
14/01141/OL	TT Electronics, Filey Road Gristhorpe	29/01/2015	£152,955	Cayton Primary School	10 years	Not started and still awaiting reserved matters, so payment not triggered.
14/01376/OL	Sneaton Castle, Castle Rd, Whitby	27/11/2015	£550,638	Stakesby Community Primary School or successor establishment	10 years	Sum liable, but committee resolution to reduce sum - yet to be finalised so will

Planning Ref	Site	Date of Agreement	Sum	Project for expenditure	Repayment date/period	Current Status
						only be billed once resolved.
15/01632/FL	Farside Road, West Ayton	22/01/2016	£159,753	East Ayton Community Primary School	10 years	Not started, so payment not triggered.
15/02665/OL	Racecourse Road, East Ayton	05/05/2016	To be calculated at reserved matters stage	East Ayton Community Primary School	10 years	Awaiting reserved matters application

Table 11 - Transport

Obligations in *italics* are cases where sums would be paid directly to North Yorkshire County Council.

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
Expenditure taken place in whole or part						
02/02114/OL	The Sands, North Bay	15/10/2004	£11,856	Cycle route between North & South Bays (see also 11/01844/FL) later in this table.	2023	Original sum paid and £9,856 awaiting expenditure. £2,000 spent on related feasibility study.
08/00050/FL	Homebase, Stainsacre Lane, Whitby	27/06/2008	£25,000	Road Traffic Orders/improvements to Mayfield Road	23/03/2014	£24,437 spent on traffic signals in 2014. Remaining £537 to be

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
				junction		returned.
09/02118/FL	Stainsacre Lane, Whitby (Sainsbury)	21/12/2010	£403,229	Improved road links to business park	21/05/2017	£327,150 spent on new road at business park (£72,005 since last report). Balance of £76,079 - committed & awaiting expenditure in near future by SBC
09/02118/FL	Stainsacre Lane, Whitby (Sainsbury)	21/12/2010	£10,208	Footpath improvements at Whitby Business Park	21/05/2017	Monies received, committed to project & awaiting expenditure by SBC in near future
09/02118/FL	Stainsacre Lane, Whitby (Sainsbury)	21/12/2010	£121,651	Improvements at Prospect Hill /Mayfield Road junction	03/01/2017	Monies received and all spent by NYCC
10/02538/FL	Sainsbury Falsgrave Rd, Scarborough	22/06/2012	£135,000	<i>Pedestrian crossing, extension of urban traffic control for Falsgrave /Seamer Roads & new road markings.</i>	<i>3 years (was 05/12/2015 for first instalment)</i>	<i>£35,000 paid and spent on pedestrian crossing. NYCC are responsible for collecting monies and are seeking payment of remaining £100,000.</i>
11/00213/FL	Eskdale Park, Larpool Lane, Whitby	17/05/2012	£177,447	Prospect Hill/ Mayfield Road junction	5 years	£96,447 paid & spent by NYCC – 2 nd instalment of £81,000 + indexation not triggered yet & will reimburse junction

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
						improvements carried out
Payment made (wholly or in part) and awaiting expenditure						
07/01981/OL /09/02013/RM	The Creamery, White Leys, Road, Whitby	19/3/2010	£15,000	Off-site highway improvement	02/07/2018	Monies received & awaiting expenditure by NYCC
07/01996/FL	37 Seamer Road	5/12/2007	£5,014	Improvements to A64	11/02/2020	Monies received & awaiting expenditure
09/00717/OL	High Mill Farm, Scalby	8/10/2010	£56,687	Signalised junction in centre of Scalby	07/10/2024	Paid and waiting expenditure by NYCC
09/02118/FL	Stainsacre Lane, Whitby (Sainsbury)	21/12/2010	£62,853	Pedestrian/cycle route along Stainsacre Lane	03/01/2017	Monies received. NYCC in negotiation with Sainsbury following expiry of expenditure period.
10/00903/OL	West Garth, Cayton	21/06/2011	£10,608	Bus stop on West Garth	18/08/2018	Payment received and awaiting expenditure by NYCC
10/00903/OL	West Garth, Cayton	21/06/2011	£30,074	Footway/ cycleway contribution	18/08/2018	Payment received and awaiting expenditure by NYCC
10/00903/OL	West Garth, Cayton	21/06/2011	£27,680 (s106 stated £125,000 max)	Traffic Regulation Order payment for works on Main Street, Cayton (only if required by NYCC)	24/07/2018 & 15/01/2019 (paid in 2 instalments)	Payments received and await transfer to NYCC. Traffic signals provided and 2 nd instalment to pay for additional highway

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
						safety measures.
11/00213/FL	Eskdale Park, Larpool Lane, Whitby	17/05/2012	£72,666	Cinder Track and pedestrian crossing on Helredale Road (£20,000 reserved for latter)	10 years (2025 for 1 st instalment)	£39,496 paid and waiting expenditure – 2 nd instalment of £33,170 + indexation not triggered yet
11/00160/FL	Helredale Gardens & St Peters Road, Whitby	20/10/2014	£10,000	Pedestrian crossing on Helredale Road	10 years from completion of housing	Payment received, committed and awaiting expenditure
15/00791/RG4	Coventry University, Ashburn Road, Scarborough	18/08/2015	£20,000	Monitoring of parking and introduction of Traffic Regulation Order if deemed necessary by NYCC	19/08/2022	Payment received & awaiting expenditure. Initial monitoring of parking situation has taken place.
15/00791/RG4	Coventry University, Ashburn Road, Scarborough	22/02/2016	£15,000	Signal improvements on A64 Seamer Road	21/02/2023	Payment received – expenditure to be made by NYCC
15/00792/RG4	University Technical College, Ashburn Rd, Scarborough	09/01/2017	£15,000	Signal improvements on A64 Seamer Road	01/10/2023	Payment received – expenditure to be made by NYCC
16/00043/FL	Former McCain Stadium, Seamer Rd,	13/04/2016	£20,000	Seamer Road/ Queen Margaret's Road Junction	n/a	Payment recently received – expenditure to be made by NYCC

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
	Scarborough (Lidl)					
Awaiting Payment						
11/01844/FL	The Sands, Burniston Road, Scarborough	28/08/2013	£11,638	Cycle Infrastructure in the vicinity	10 years	Invoiced and awaiting payment
Payments not triggered yet						
01/00844/FL	Whitehall Shipyard, Whitby	19/07/2002	£16,000	Larpool Lane/Helredale Road Junction before 18/7/2017, if required	None	Dependent on request of highway authority (NYCC) for payment to be triggered (no current project for this junction)
09/00717/OL	High Mill Farm, Scalby	8/10/2010	5 annual payments totalling £725,000	Improvement of bus service	5 years (also annual audit)	Bus stop provided on Field Lane, but development of site not reach stage which would permit diversion into the site, but situation being reviewed by NYCC to establish type of service required.
09/00717/OL	High Mill Farm, Scalby	8/10/2010	Up to £40,000	Green infrastructure payment (only paid if Travel Plan targets not	3 years	Too early to assess whether Travel Plan targets have been met.

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
				met)		
10/00903/OL	West Garth, Cayton	21/06/2011	£20,000	Travel Plan mitigation	3 years	Only appropriate to obtain if deemed necessary by NYCC and not requested.
11/00213/FL	Eskdale Park Larpool Lane, Whitby	17/05/2012	£40,000	Travel plan mitigation	5 years	Only applicable if Travel Plan targets not met
11/01844/FL	<i>The Sands, Burniston Road, Scarborough</i>	<i>28/08/2013</i>	<i>Up to £345,000 (over 5 years)</i>	<i>Bus service between site and A64 Park & Ride during tourist season</i>	<i>Annual reconciliation process with NYCC</i>	<i>Bus service provided during first summer season in liaison with NYCC & developers due to be invoiced.</i>
11/01914/OL	<i>Land north of Eastfield (Middle Deepdale)</i>	<i>15/03/2013</i>	<i>£55,000</i>	<i>Urban traffic control in Scarborough town centre & Stepney Hill crossing</i>	<i>5 years</i>	<i>Not reached stage when payments are triggered</i>
11/01914/OL	<i>Middle Deepdale</i>	<i>15/03/2013</i>	<i>£10,000</i>	<i>Bus stop contribution</i>	<i>5 years</i>	<i>Not reached stage when payment is triggered</i>
11/01914/OL	<i>Middle Deepdale</i>	<i>15/03/2013</i>	<i>£250,000</i>	<i>Bus services contribution</i>	<i>5 years</i>	<i>Not reached stage when payment is triggered</i>
11/01914/OL	<i>Middle Deepdale</i>	<i>15/03/2013</i>	<i>£125,000</i>	<i>Bridge Mitigation Contribution (only payable if link road bridge not complete)</i>	<i>14 days after link road completion</i>	<i>Not reached stage when payment is triggered</i>
11/01914/OL	<i>Middle</i>	<i>15/03/2013</i>		<i>Cycle route contribution</i>	<i>5 years</i>	<i>Not reached stage when payment is</i>

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
	<i>Deepdale</i>		<i>£10,000</i>			<i>triggered</i>
11/01914/OL	<i>Middle Deepdale</i>	15/03/2013	£100,000	<i>Sustainable transport contribution</i>	5 years	<i>Not reached stage when payment is triggered</i>
14/01376/OL	Sneaton Castle Farm, Castle Road, Whitby	27/11/2015	£54,870	Prospect Hill / Mayfield Road junction improvements	10 years	Payment not triggered yet. Junction improvements carried out so sum will be reimbursement.
15/01293/FL	Duchess PH, Hovingham Drive, Scarborough	10/06/2016	£10,000	Measures on Hovingham Drive/Woodlands Drive as deemed appropriate by NYCC	n/a	Development not started, so payment not triggered yet.
No Longer Applicable						
11/01606/FL	Long Causeway Road, Hutton Buscel	16/01/2013	(£83,704)	Improvements to Long Causeway Road	5 years	Planning permission expired

Table 12 - Health Infrastructure

Planning Ref	Site	Date of Agreement	Sum	Project for Expenditure	Repayment date /period	Current Status
Part Awaiting Payment						
09/00717/OL	High Mill Farm, Scalby	8/10/10	£104,329	Danes Dyke or Hackness Road Surgeries	10 years	£29,329 invoiced and waiting payment – remaining £75,000 + indexation not triggered yet.
Payment Not Triggered Yet						
07/00547/OL	Land east of Muston Road, Filey	13/11/07	£50,000	Filey Surgery	10 years	Under construction, but payment not yet triggered.
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£250,025	Primary health care facilities	7 years	Started on site, but payments not yet triggered.
15/01219/FL	Former Scarborough RUFC Scalby Road, Scalby	02/12/2015	n/a	Provision of GPs' surgery	Only applies for 5 years subject to safeguards	Development not started
15/02421/FL	Land at Newby Farm Road, Scalby	09/06/2016	£25,000	Danes Dyke or Hackness Road Surgeries	10 years	Started on site, but payments not yet triggered.

Table 13 - Miscellaneous

Planning Ref	Site	Date of Agreement	Requirement	Repayment date /period	Current Status
Paid and Waiting Expenditure in part or in whole					
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£100,010 towards Eastfield High Street Regeneration Study / Development Brief	2021	£70,000 spent on Regeneration Study (£12,135 since last report). Remaining £30,010 is committed, but yet to be spent
11/01914/OL	Middle Deepdale	15/03/2013	£10,005 towards surface water flow monitoring equipment	2021	£5,496 spent – balance of £4,509 remaining
11/01914/OL	Middle Deepdale	15/03/2013	£140,015 towards Cayton Trunk Sewer Study (Yorkshire Water Study)	2021	Paid and committed, - waiting expenditure by Yorkshire Water
Not Triggered Yet					
11/01914/OL	Middle Deepdale	15/03/2013	Community Facilities - provide community hall to accord with Comm. Facilities Strategy or pay commuted sum (£523,600)	7 years	Not reached trigger point yet
11/01914/OL	Middle Deepdale	15/03/2013	Minimum 0.6ha small builder & self-build housing in accordance with strategy	n/a	Not reached trigger point yet for submitting strategy
11/01914/OL	Middle Deepdale	15/03/2013	Provision of 2-6 small scale retail premises in accordance with strategy	n/a	Not reached trigger point yet for submitting strategy