

Date: 27 January 2025



FAO Parish Councillors
Broadclyst Parish Council

By email only

Dear Parish Councillors

Neighbourhood Community Infrastructure Levy

At a recent partner meeting a query was raised about the use of neighbourhood community infrastructure levy (NCIL) to fund an endowment for open space maintenance and replacement. The regulations state that:

Application of CIL by local councils

59C. A local council must use CIL receipts passed to it in accordance with regulation 59A or 59B to support the development of the local council's area, or any part of that area, by funding—

(a) the provision, improvement, replacement, operation or maintenance of infrastructure; or

(b) anything else that is concerned with addressing the demands that development places on an area.

Public open space is classed as infrastructure and NCIL can be used to fund operation or maintenance, therefore we are of the opinion the proposal falls within the regulations. This is an officer's opinion and interpretation of the guidance, if you are in any doubt of the legalities we would recommend that you seek independent legal advice.

Yours sincerely

Jonathan Smith
Planning Obligations Officer

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Blackdown House, Border Road,
Heathpark Industrial Estate,
Honiton, EX14 1EJ
DX 48808 Honiton

01404 515616
eastdevon.gov.uk
f @ X eastdevon

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Chief Executive: Tracy Hendren

