

MONITORING OF SECTION 106 PLANNING OBLIGATIONS – APPENDICES TO REPORT 15/329

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 always 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. '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	£197,913	£3,989	£350,007	£261,350	£812,909
Public Open Space /Play/ Sport – On Site	£519,000	0	0	£157,060	£674,780
Public Open Space /Play/Sport – Off Site	£364,562	£193,389	£116,972	£24,290	£699,213
Education	£1,901,599	0	£380,357	0	£2,281,956
Transport	£2,028,874	£135,943	£332,282	£168,292	£2,665,391
Health	£550,025	0	0	0	£550,025
Miscellaneous	£10,000	0	0	£186,659	£196,659
Total	£5,571,973	£333,321	£1,179,618	£797,301	£7,882,213

*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 always relate to 12 months.

Table 2a – Affordable housing – on site provision

	Number dwellings granted permission (with s106) in period	Total Not Yet Built (valid consents at end of period)	Built during period
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
Apr 2010 – Mar 2011	208*	367*	6

* Includes estimated figures for Middle Deepdale and/or High Mill Farm, where outline permission exists for a percentage of affordable provision, but precise final numbers are not yet known.

** Includes 24 units at Muston Road, Filey, which are complete, but not available for occupation yet

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

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Jan 2014 – Nov 2015	£331,331	£197,913	£3,989	£257,076	£611,007 (£261,000 is committed to projects – balance of £350,007)	£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
Apr 2010 – Mar 2011	£64,000	£88,000	£74,422	£463,144	£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
Jan 2014 – Nov 2015	0	£519,000*	0	£57,600	£157,060 (all committed)	£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
Apr 2010 – Mar 2011	0	£89,300	0	0	£229,709	£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
Jan 2014 – Nov 2015	£90,889	£364,562	£193,389	£64,369	£141,262* (£24,290 committed by Cabinet)	£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
Apr 2010 – Mar 2011	£46,164	£268,876	£55,337	£101,484	£167,726	£4,478

* 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
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
Apr 2010 – Mar 2011	£1,477,000	£1,853,736	£140,365	0	0	0

Table 5 – Transport

Period	Sum Negotiated*	Sum not triggered*	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Jan 2014 – Nov 2015	£30,000	£2,028,874	£135,943	£86,687	£500,574 (£168,292 committed to specific projects, leaving balance of £332,282)	£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
Apr 2010 – Mar 2011	£1,364,505	£2,168,000	0	£11,856	£41,870	0

* These figures include some maximum figures which may be reduced

The figures exclude £135,000 paid direct to the County Council relating to works on Falsgrave Road.

Table 6 – Health

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
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
Apr 2010 – Mar 2011	£100,000	£150,000	0	0	0	0

Table 7 – Miscellaneous

Period	Sum Negotiated	Sum not triggered	Invoiced & Owing	Received	Awaiting Expenditure	Spent during period
Jan 2014 – Nov 2015	£10,000	£10,000*	0	£250,020	£186,659 (all committed)	£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 and a sum for public realm at Dean Road (Tesco), which no longer applies.

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				
07/00547/OL	Muston Road, Filey	13/11/2007	120 units (40% provision increased from s106 which stipulated 20% minimum)	All 120 affordable units complete (73 since last report) although 24 are not yet available for occupation since they are in areas where open market dwellings are under construction.
12/02179/FL	Milestone Farm, Main Street, Seamer	11/04/2013	20 affordable homes for the elderly	All 20 units complete
14/00222/FL	Allatt House, 5 West Parade Road, Scarborough	06/06/2014	9 affordable units	All 9 units complete
Affordable Housing Partially Completed				
09/00717/OL	High Mill Farm, Scalby	8/10/2010	40% - 57 units approved in phase 1 (117 units are shown in of undetermined phase 2-4 application) .	9 affordable units complete – remainder awaited

10/00903/OL	West Garth, Cayton	21/06/11	32 units (20% provision)	30 units complete and 2 remaining. Officers are also in the process of assessing a viability review as to whether extra affordable provision should be made.
11/00213/FL	Eskdale Park, Larpool Lane, Whitby	17/05/2012	54 affordable units	23 affordable units complete and 31 remaining to be built
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 Affordable Housing Completed				
07/01700/OL & 09/02472/RM	Highfield Road, Whitby	25/10/2007	10 affordable units	One (open market) dwelling started on site, but development not progressed further.
08/02554/FL	Church Farm, Speeton	16/03/2009	5 affordable houses	Development started but not progressed to stage where units would be implemented
11/00160/FL	Land at Helredale Gardens & St Peters Road, Whitby	19/06/2015	91 affordable units	Development started but no units complete yet. (Completion of s106/planning permission much delayed due to request to designate as Village Green).
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)	Development started but affordable units not provided yet

No longer applicable				
10/02272/FL	19-20 Albemarle Crescent, Scarborough	15/02/2011	(8 affordable units)	Planning permission expired, so no longer applicable

Table 8b - Affordable Housing (Off Site Contributions)

Repayment clauses are not indicated in this table as they only applied in listed one case (Cricketers Arms), where it is no longer applicable.

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
Payment made and wholly or partially spent				
02/02114/OL	The Sands North Bay	15/10/2004	£464,789	All monies now paid. £79,000 spent on Newburn House, Alma Square. Cabinet agreed to spending commitments on affordable housing comprising £50,000 in Sleights, £60,000 in Aislaby and a further £130,000 previously committed to provision of temporary accommodation. £275,659 remains unallocated
11/00932/FL	Cricketers Arms, North Marine Rd, Scarborough	06/01/2012	£131,000	Monies all spent now on Newburn House, Alma Square in Scarborough. (The repayment date would have been 18/04/2023, but this is no longer applicable)
Paid and waiting expenditure				
13/00009/FL	29/31 Falsgrave Road, Scarborough	14/05/2013	£440	Section 106BA application approved which reduced sum from £4,200 on viability grounds.

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
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	
13/01160/FL	Former Bus Station, Somerset Terrace, Scarborough	05/08/2013	£13,889	
13/01239/FL	8 Queens Terrace, Scarborough	02/10/2013	£5,223	
13/01509/FL	13 Blackburn's Yard, Church Street, Whitby	17/10/2013	£3,600	
13/01744/FL	5 Belvedere Place, Scarborough	08/10/2013	£3,633	
13/02107/FL	Lockton & Kepwick Houses, Peasholm Gap, Scarborough	30/01/2014	£26,764	
13/02140/FL	79 Coach Road, Sleights	20/12/2013	£5,190	
13/02114/FL	14 Weydale Avenue, Scarborough	25/11/2013	£23,183	
13/02156/FL	Former Police Station, 7 Murray Street, Filey	08/04/2014	£28,696	
13/02550/FL	133 North Marine Road, Scarborough	28/02/2014	£4,730	

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
13/02625/FL	The Landings, 7-8 The Beach, Filey	25/03/2014	£15,120	
14/00279/FL	Land rear of 2 Westwood, Scarborough	09/07/2014	£9,220	Awaiting expenditure
14/00398/FL	Wesley Hall, Moor Lane, Eastfield	25/04/2014	£31,500	Allocated to fund Rural Housing Enabler. To be spent in over 3 years. £10,150 has been spent, leaving £21,000 as commitment for expenditure over next 2 years.
14/00715/FL	47 North Marine Road, Scarborough	01/08/2014	£3,783	
14/01076/FL	Albion PH, 136 Castle Road, Scarborough	18/07/2014	£18,300	
14/01265/FL	12 Holbeck Hill, Scarborough	12/08/2014	£2,840	
14/01110/FL	6 Belle Vue Parade, Scarborough	12/09/2014	£5,812	
Payments made in part				
12/01887/FL	131 Victoria Road, Scarborough	05/11/2012	£1,709	£270 paid, but £1,439 is owing and is being sought from owner
Invoiced and awaiting payment				
12/02587/FL	148 Victoria Road, Scarborough	18/02/2013	£2,550	Monies owing and being sought
Not invoiced/triggered yet				
13/00181/FL	4B Russet Grove,	26/06/2013	£5,250	Development started, but payment trigger not yet

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
	Newby			reached
14/00230/OL	31 Coach Road, Sleights	20/03/2014	To be confirmed	Development started – application was outline when s106 was completed, so precise sum needs to be confirmed before invoicing.
13/00481/FL	2 & 2A Somerset Terrace, Scarborough	28/06/2013	£2,400	
13/01888/FL	29 Baxtergate, Whitby	11/07/2014	£4,000	
13/01330/FL	10 Quay Street, Scarborough	13/08/2013	£3,100	
13/01757/FL	25, 26 & 27 Sandside, Scarborough	15/11/2013	£3,650	Request for Deed of Release pending
13/02204/OL	Garth End Road, West Ayton	15/09/2014	Confirm at reserved matters stage	
13/02244/FL	Carlton Hotel, Belmont Road, Scarborough	03/02/2014	£7,050	Triggered and due to be invoiced soon
13/02480/OL	Land at Foulbridge Lane, Snainton	20/05/2014	Confirm at reserved matters stage	
14/00625/FL	52 Main Street, Cayton	29/08/2014	£6,900	
14/00746/FL	7 Royal Crescent Lane, Scarborough	16/07/2014	£3,650	
14/00857/FL	5 The Crescent Scarborough	12/06/2014	£14,233	
13/01427/FL	East of 19 Crab Lane, Crossgates	13/01/2014	£11,700	

Planning Ref	Site	Date of Agreement	Commuted Sum	Notes
13/01428/FL	South of 19 Crab Lane, Crossgates	13/01/2014	£16,125	
13/01817/FL	The Homestead, Stainsacre Lane, Whitby	21/10/2013	£12,900	
13/02124/FL	Rear of 31-33 Main Street, Seamer	27/06/2014	£95,325	Revised planning application pending
No longer applicable				
07/01917/FL	Seamer Rd (Hinderwell and Newcoln Rd)	20/11/2007	(£24,000)	Payment now effectively superseded by new S106 with on-site provision only
10/02272/FL	19-20 Albemarle Crescent, Scarborough	15/02/2011	(£64,000)	Planning permission expired, so no longer applicable
13/01268/FL	8 Carlton Terrace, Scarborough	09/08/2013	(£10,500)	Sum was paid but subsequently refunded following approval of Section 106BA application based on viability assessment.
13/02274/FL	117 North Marine Road, Scarborough	20/12/2013	(£7,500)	Monies paid but subsequently refunded as development not started before change in government policy

The above table does not normally include obligations for which Deeds of Release or a subsequent planning permission without an affordable housing contribution have been issued. This occurred due the change of government policy (now quashed), which prevented requests for affordable housing contributions.

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/Requirement	Repayment date /period	Current Status
Payment made and expenditure ongoing/complete					
99/00841/RM	Lisvane School	01/07/1999	£6,500 POS	None	Received and largely spent (balance £650)
99/00841/RM	Lisvane School	01/07/1999	£2,800 Play Equipment	None	Received and largely spent (balance £280)
4/9/442/FL	Crab Lane II Crossgates	02/12/1999	£64,162 POS	None	Now spent in its entirety
00/00027/FL	Osgodby Lane	03/08/2000	£82,750 POS	None	Received and partially spent (balance £16,550)
00/00027/FL	Osgodby Lane	03/08/2000	£34,500 Play Equipment	None	Received and partially spent (balance £6,900)
00/00592/FL	Barry's Lane	08/05/2001	£15,000 POS	None	Received and partially spent (balance £3,000)
00/00592/FL	Barry's Lane	08/05/2001	£4,000 Play Equipment	None	Received and partially spent (balance £800)
02/00145/FL	Crab Lane III, Crossgates	31/07/2003	£102,905 POS	16/9/2024	Received and partially spent (balance £46,305)
02/00145/FL	Crab Lane III, Crossgates	31/07/2003	£35,500 Play Equipment	16/9/2024	Received and partially spent (balance £15,975)
00/00587/FL	Lismore Place/ Wyecourt	08/05/2001	£10,000 POS	None	Received and partially spent (balance £9,000)

Application Number	Site	Date of Agreement	Maintenance Sum/Requirement	Repayment date /period	Current Status
4/35/289E/FL (99/01153/FL)	Castle Road Whitby	02/11/2001	£57,600 POS	None	Transfer of POS occurred and sum received this year. Phased expenditure will occur over next 10 years
Awaiting land transfer and payment					
04/01191/FL	Pasture Crescent , Filey	24/07/2003	£21,500 POS and play equipment	None	POS/play area works carried out and awaiting adoption by SBC before payments can be sought
10/00903/OL	West Garth, Cayton	21/06/2011	Community land/facilities - sum of £11,500	5 years	Development started but payment only triggered on transfer of land to Borough or Parish Council.
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	09/11/2009	Provision of playing		Works started on priory

Application Number	Site	Date of Agreement	Maintenance Sum/Requirement	Repayment date /period	Current Status
	Priory, Sneaton Castle, Whitby		field at Priory (no payment)	n/a	extensions, but this remains largely unimplemented. Playing field not formally laid out, although some recreational use of land occurs.
11/00213/FL	Eskdale Park, Whitby	17/05/2012	Children's informal play contribution (£54,338)	10 years	Superseded by amendment to Section 106 permission.
11/00213/FL	Eskdale Park, Whitby	17/05/2012	Provision of public open space with management arrangements (possibly including transfer to SBC with maintenance sum to be agreed)	n/a	Development not reach stage when obligation is triggered

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	Commutated 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
03/00365/FL	Miramar, 32 Esplanade	12/12/2003	£13,559	<u>South Cliff Gardens</u>	19/04/2020 (no longer applicable)	All monies now spent on Italian Gardens at South Cliff
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)
09/01964/FL	Fairmead Court, Larpool Lane, Whitby	18/02/2010	£11,049	<i>St Peters Play Area</i>	19/09/2017 (no longer applicable)	Monies now spent on St Peter's Play Area, Whitby
07/01981/OL & 09/02013/RM	Former Creamery, White Leys, Whitby	29/11/07 & 18/03/10	£99,974	<u>Whitby Rugby Club & footpath link</u>	07/07/2016 (no longer applicable)	Payment received & spent. The majority (£97,474) transferred and spent by Whitby Rugby Club to provide improved sports facilities. Remaining £2,500 was spent on planting on footpath link.
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
08/01253/FL	Seamer	19/08/2008	£14,413	<u>Open space at</u>	None	Monies now spent on play

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
	Garage, Main Road, Seamer			<u>Main Road</u>		equipment at open space, Main Road, Seamer
11/02181/FL	Moorlands Hotel, North Promenade, Whitby	08/03/2012	£12,000	<u>Open Space at West Cliff, Whitby</u>	18/04/2023 (no longer applicable)	Spent on maritime themed flowerbeds at West Cliff, Whitby
12/02456/RG4	Land at Manham Hill, Eastfield	13/03/2013	£24,290	<u>Play Area at Manham Hill, Eastfield</u>	15/06/2025 (no longer applicable)	Spent on Play Area
Payment made (wholly or in part) and awaiting expenditure						
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
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.
04/00256/FL	Albemarle	18/08/2004	£1,510	<i>Valley</i>	21/12/2025	Received and awaiting

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
	Back Road.			<i>Gardens</i>		expenditure
05/00806/FL	47/49 Westbourne Grove	04/08/2005	£8,864	<i>Valley Gardens</i>	28/02/2018	Monies received & awaiting expenditure
08/00647/FL	New George Hotel, Newborough	18/09/2008	£3,596	To be determined (possibly suitable for Valley Gardens)	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)
12/00604/FL	48 & 50 Norwood Street, Scarborough	21/08/2012	£11,251	To be determined	None	Monies received & awaiting expenditure
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
13/01160/FL	Former Bus Station, Somerset Ter. Scarborough	05/08/2013	£2,158	To be determined	None	Monies received & awaiting expenditure

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
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 & awaiting expenditure
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
Payment Awaited (in whole or part)						
11/00213/FL	Eskdale Park Larpool Lane, Whitby	17/05/2012	£137,729	<u>St Peter's Play Area</u>	10 years	£74,894 recently invoiced. Second instalment of £68,899 (excluding 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 recently invoiced. Second instalment of £57,525 (excluding indexation) not triggered yet
14/01755/FL	Blueberry Way (Olivers Heights),		£50,000	<u>Improvements to POS and/or play provision</u>		Recently invoiced

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
	Scarborough	27/03/2015		at Olivers Heights or Falsgrave Community Centre	n/a	
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 development not reached trigger point for payment
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 not triggered
04/02456/FL	The Carlton Hotel, Belmont Rd, Scarborough	11/03/2005	£8,930	<i>Valley Gardens</i>	n/a	Development started, 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,	30/05/2008	£12,612	<i>Valley Gardens</i>	15 years	Development started, but not proceeded – not

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
	Foreshore Road					invoiced yet
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, but payment not triggered yet
08/1544/FL	94 Filey Road, Scarborough	24/10/2011	£13,183	To be determined	15 years	Development started, but payment not triggered yet
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 awaited. Development not started so payment not triggered yet.
09/02166/FL	9a Royal Crescent Lane, Scarborough	29/11/2013	£8,400	To be determined	None	Payment not triggered yet
13/02124/FL	Rear of 31-33 Main Street, Seamer	27/06/2014	£14,643	<u>Village green & play area at Seamer</u>	None	Payment 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	Not yet triggered

Planning Ref:	Site	Date of Agreement	Commuted Sum	Project for Expenditure*	Repayment date/period	Current Status
No Longer Applicable						
10/02272/FL	19-20 Albemarle Crescent, Scarborough	15/02/2011	(£25,227)	Valley Gardens	10 years	Permission expired, so no longer payable

Table 10 - Education

Planning Ref	Site	Date of Agreement	Sum	Project for expenditure	Repayment date/period	Current Status
Payments made in part						
10/00903/OL	West Garth, Cayton	21/06/2011	£486,849	Cayton Primary School	5 years (2018, 2019 & 2020 for instalments which have been paid).	First 3 of 4 instalments paid (£371,293) & awaiting expenditure. Final instalment (£115,556 + indexation) liable early 2016
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
Payments not triggered yet						

Planning Ref	Site	Date of Agreement	Sum	Project for expenditure	Repayment date/period	Current Status
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.
09/00717/OL	High Mill Farm, Scalby	8/10/2010	£1,477,000	Newby & Scalby Primary School	10 years	Under construction, but payments not triggered yet.
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.

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	Woodworking	27/06/2008	£25,000	Road Traffic Orders/	23/03/2014	NYCC spent £24,437

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
	Factory (Homebase), Stainsacre Lane, Whitby			junction improvements at Prospect Hill junction		on traffic signals (to be installed later) in February 2014. Remaining £537 to be returned.
09/02118/FL	Stainsacre Lane, Whitby	21/12/2010	£403,229	Improved road links to business park	21/05/2017	£255,145 spent on new road at business park. Balance of £148,084 committed & awaiting expenditure by SBC
10/02538/FL	<i>Sainsbury's Falsgrave Rd, Scarborough</i>	<i>22/06/2012</i>	<i>£135,000</i>	<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 which is near to completion. NYCC currently seeking payment of remaining £100,000.</i>
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	21/12/2010	£10,208	Footpath	21/05/2017	Monies received and awaiting expenditure –

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
				improvements		works being carried out by SBC
09/02118/FL	Stainsacre Lane, Whitby	21/12/2010	£121,651	Improvements at Prospect Hill /Mayfield Road junction	03/01/2017	Monies received and waiting expenditure by NYCC
09/02118/FL	Stainsacre Lane, Whitby	21/12/2010	£62,853	Pedestrian/cycle route along Stainsacre Lane	03/01/2017	Monies received and waiting expenditure
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
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	Weaponness Coach & Car Park, Scarborough (Coventry University)	18/08/2015	£20,000	Monitoring of parking and introduction of Traffic Regulation Order if deemed necessary by NYCC	19/08/2022	Payment received. Expenditure would only occur after the development comes into use
Awaiting Payment						
11/00213/FL	Eskdale Park, Larpool Lane, Whitby	17/05/2012	£177,447	Prospect Hill/ Mayfield Road junction	5 years (2020 for 1 st instalment)	£96,447 recently invoiced – 2 nd instalment of £81,000 + indexation not triggered yet
11/00213/FL	Eskdale	17/05/2012		Cinder Track and		£39,496 recently

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
	Park, Larpool Lane, Whitby		£72,666	pedestrian crossing on Helredale Road (£20,000 reserved for latter)	10 years (2025 for 1 st instalment)	invoiced – 2 nd instalment of £33,170 + indexation not triggered yet
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)	Under construction but obligation/ payments not triggered yet.
10/00903/OL	West Garth, Cayton	21/06/2011	Up to £125,000	Traffic Regulation Order payment for works on Main Street, Cayton (if required by NYCC)	2 years	Development reached stage where sum monies could be requested. No request received, although matter is under consideration by NYCC.
10/00903/OL	West Garth, Cayton	21/06/2011	£20,000	Travel Plan mitigation	3 years	Theoretically triggered, but only appropriate to obtain if deemed necessary by NYCC.
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

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
11/01606/FL	Long Causeway Road, Hutton Buscel	16/01/2013	£83,704	Improvements to Long Causeway Road	5 years	Payment not triggered yet
11/01844/FL	The Sands, Burniston Road, Scarborough	28/08/2013	Up to £345,000 (over 5 years)	Bus service between site and A64 Park & Ride during tourist season	Annual reconciliation process with NYCC	Payment not triggered yet
11/01844/FL	The Sands, Burniston Road, Scarborough	28/08/2013	£10,000	Cycle Infrastructure (between North & South Bays)	10 years	Payment not triggered yet
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£55,000	Urban traffic control in Scarborough town centre & Stepney Hill crossing	5 years	Not reached stage when payments are triggered
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£10,000	Bus stop contribution	5 years	Not reached stage when payment is triggered
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£250,000	Bus services contribution	5 years	Not reached stage when payment is triggered
11/01914/OL	Land north of Eastfield (Middle Deepdale)	15/03/2013	£125,000	Bridge Mitigation Contribution (only payable if link road bridge not complete)	14 days after link road completion	Not reached stage when payment is triggered
11/01914/OL	Land north of	15/03/2013		Cycle route		Not reached stage

Planning Ref	Site	Date of Agreement	Sum	Requirement/Project	Repayment date /period	Current Status
	<i>Eastfield (Middle Deepdale)</i>		<i>£10,000</i>	<i>contribution</i>	<i>5 years</i>	<i>when payment is triggered</i>
11/01914/OL	<i>Land north of Eastfield (Middle Deepdale)</i>	<i>15/03/2013</i>	<i>£100,000</i>	<i>Sustainable transport contribution</i>	<i>5 years</i>	<i>Not reached stage when payment is triggered</i>
No Longer Applicable						
11/00019/FL	Dean Road, Scarborough (Tesco)	23/08/12	(£357,586 in total)	4 obligations requiring payment to improve transport infrastructure	5 years	Planning permission still valid, but development will not proceed

Table 12 - Health Infrastructure

Planning Ref	Site	Date of Agreement	Sum	Project for Expenditure	Repayment date /period	Current Status
07/00547/OL	Land east of Muston Road, Filey	13/11/07	£50,000	Filey Surgery	10 years	Started on site, but payment not yet triggered.
09/00717/OL	High Mill Farm, Scalby	8/10/10	£100,000	Danes Dyke or Hackness Road Surgeries	10 years	Under construction, but payment not yet triggered.
11/01914/OL	Land north of Eastfield (Middle	15/03/2013	£250,025	Primary health care facilities	7 years	Started on site, but payments not yet triggered.

Planning Ref	Site	Date of Agreement	Sum	Project for Expenditure	Repayment date /period	Current Status
	Deepdale					

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	£100,000 towards Eastfield High Street Regeneration Study / Development Brief	2021	£57,865 spent on Regeneration Study and remaining £42,135 committed but yet to be spent
11/01914/OL	Land north of Eastfield (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	Land north of Eastfield (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	Land north of Eastfield (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	Land north of Eastfield (Middle	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

Planning Ref	Site	Date of Agreement	Requirement	Repayment date /period	Current Status
	Deepdale				
11/01914/OL	Land north of Eastfield (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
14/01141/OL	TT Electronics, Filey Road Gristhorpe	29/01/2015	£10,000 towards upgrading and maintaining drainage	10 years	Not triggered as still awaiting reserved matters application.
No Longer Applicable					
11/00019/FL	Dean Road, Scarborough (Tesco)	23/08/2012	(£50,000 towards public realm)	5 years	Planning permission still valid, but development will not proceed