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By email to: [ldkemp@icloud.com](mailto:ldkemp@icloud.com), Three Rivers CIL Representation on the Statement of Modifications

31<sup>st</sup> October 2014

Dear Sir,

**Representation about the Community Infrastructure Levy  
Modifications, 2014**

I am writing to formally request the right to be heard by the examiner in relation to these modifications.

Below is a joint representation opposing the modifications, which I am submitting on behalf of two cycle campaigning groups:

1. Spokes South West Herts Cycling Group and
2. CTC, the national cycling charity.

Yours faithfully,  
Peter Loader

**Spokes SW Herts Cycling Group** committee member  
**CTC local campaigner** for the Rickmansworth area

CTC's local campaigning network: volunteers who campaign for better cycling conditions in their local area — the largest team of dedicated cycle campaigners in the UK.

Cyclists' Touring Club (CTC) is a Company Limited by Guarantee, registered in England no.25185, registered as a charity in England and Wales No 1147607 and in Scotland No SC042541, Registered Office Parklands, Railton Road, Guildford, Surrey, GU2 9JK.

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## **Representation about the Community Infrastructure Levy Modifications, 2014**

from Peter Loader

Spokes SW Herts Cycling Group committee member  
CTC local campaigner for the Rickmansworth area

### **Background — Recent Policy Decisions by Three Rivers District Council and the Government**

On 16<sup>th</sup> September 2014 the Full Council agreed to submit the CIL Modifications document and also discussed our petition about safe cycle routes to schools:

*“Please would you deliver a programme of safe cycle routes to our schools, using a substantial increase in the cycling budget of the Community Infrastructure Levy.  
(This Levy will become payable by developers).”*

On 1<sup>st</sup> October 2014, the Council wrote to advise details of the action to be taken on the petition:

The Lead Member for Economic Development, Sustainability and Transport thanked the petitioner for presenting the petition to Full Council on behalf of Spokes South West Herts Cycling Group and CTC as part of the national Space for Cycling campaign.

He could concur that this Council and himself as "born again cyclists" supported the need for better cycling routes and indeed Three Rivers had been proactive, along with the County Council in securing and achieving many such routes some of which clearly do serve our schools.

As the Lead Member in this area he was keen to promote more cycle routes and to ensure the current ones were well maintained by the County Council and they would take on board the issues raised when we reconsider the Three Rivers cycling strategy.

On 16<sup>th</sup> October 2014, the Government published its draft Cycling Delivery Plan for informal consultation. This includes an ambition to double cycling levels by 2025 and increase the percentage of school children aged 5 to 10 years walking to school to 55% by 2025. The draft plan makes it clear that local authorities who wish to bid for cycling funds should also bid for walking funds at the same time. Details are at:

<https://www.gov.uk/government/consultations/cycling-delivery-plan-informal-consultation>

At the Three Rivers Highways Forum Meeting on 21st October 2014, the Lead Member for Housing Planning and Strategic Schemes announced that the CIL money for highways would continue to be allocated to projects by the County Council, while the CIL money for cycling will be split between the District Council and Parish Councils for them to allocate to projects. In the light of the Government's draft Cycling Delivery Plan, the CIL money for walking would also be split between the District Council and Parish Councils.

### **Comments on the Modifications to the Council's CIL Submission Documents**

1. We welcome the Council's decision to make a major modification to the Regulation 123 list as the result of a representation. We feel that the Council should also modify the list to make it clearer that S106 (and other alternative measures) may be used to provide cycle and walking infrastructure in line with Adopted Core Strategy policy CP10 k), i.e. Development will need to demonstrate that: "It is integrated with the wider network of transport routes, including public rights of way and cycle paths where appropriate "

2. Similarly we feel that the Council should also modify the Regulation 123 list to make it clearer that S106 (and other alternative measures) may be used to provide cycle and walking infrastructure in line with Adopted Core Strategy policy CP1: “All development in Three Rivers will contribute to the sustainability of the District”. This would cover measures that are needed in order to mitigate any adverse effects of a proposed development on existing sustainable transport infrastructure.
3. We feel that the Funding Gap Assessment should be updated to show that the Government will provide 100% funding for Education Facilities through the Education Funding Agency. So there is no funding gap in this section.
4. Similarly, we feel that the Funding Gap Assessment should be updated to show that the Government will provide partial funding for the Traffic Management and Highway Improvements section.
5. We feel strongly that the Funding Gap Assessment should be updated to show the funding gap for any cycling and walking infrastructure needed to meet Government’s draft Cycling Delivery Plan. At the moment it does not show any contribution to sustainable transport.
6. We feel that it would be helpful if the Council could provide background information about the amount of funding collected in recent years through section 106 agreements, in line with: <http://planningguidance.planningportal.gov.uk/blog/guidance/community-infrastructure-levy/rates/evidence-and-setting-rates/> This should also include information on the extent to which targets have been met.
7. Finally, we would welcome the early publication of the Council’s position on whether or not setting a zero CIL rate for housing development in South Oxhey constitutes a notifiable state aid under European Commission regulations. Further details are at: <http://planningguidance.planningportal.gov.uk/blog/guidance/community-infrastructure-levy/relief/state-aid/>