

above)

<b>1. Do you feel that the proposed rates are suitably informed by the viability evidence provided in the Local Plan and Community Infrastructure Levy Viability Study (August 2013) and Viability Study Post Consultation Update (November 2013) produced by HDH Planning &amp; Development?</b>	Yes	<input checked="" type="checkbox"/>
	No	<input type="checkbox"/>

ECC would not wish to 'second guess' the work has been done for Maldon on the viability effects of the proposed CIL and therefore would support the rates in the PDCS

<b>2. Do you believe the evidence on viability is correct? If not, please set out alternative evidence to support your view.</b>	Yes	<input checked="" type="checkbox"/>
	No	<input type="checkbox"/>

The response to Question 1 above applies here too.

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<b>3. Do you think the rates proposed strike an appropriate balance between helping to fund infrastructure through CIL and the potential effects of imposing CIL on the viability of development needed to deliver the aspirations of the Local Development Plan?</b>	Yes	<input checked="" type="checkbox"/>
	No	<input type="checkbox"/>

[Click here to enter text.](#)

See response to Question 1 above.

<b>4. Do you think the Council should introduce an instalments policy?</b>	Yes	<input checked="" type="checkbox"/>
	No	<input type="checkbox"/>

In commenting on Chelmsford City's Draft Charging Schedule ECC proposed that a smaller number of larger instalments might be beneficial as it should help to keep down monitoring and administration costs .[was that successful at EIP?] We would suggest that Maldon look at this also.

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<b>5. Do you think the Council should include discretionary relief from CIL for charitable investment or ‘exceptional circumstances’ as outlined in section 2.5 of the CIL Preliminary Draft Charging Schedule consultation document?</b>	Yes	<input type="checkbox"/>
	No	<input type="checkbox"/>

[Click here to enter text.](#)

ECC believes that these issues are best dealt with by the District and so would not wish to comment.

<b>6. Do you have any other comments on the Preliminary Draft Charging Schedule or supporting evidence?</b>	Yes	<input type="checkbox"/>
	No	<input type="checkbox"/>

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If and when the DCS has been examined and found ‘sound’, CIL revenues will begin to be paid to the District Council as the Charging Authority. Although the District is not obliged to invest in the infrastructure items in the DCS, it will be possible for the District and partners to reallocate funds received to different priorities. Therefore the governance arrangements to be brought in for CIL are particularly important.

ECC officers have drawn up a suggested governance framework which is similar to that proposed in ECC’s response to Colchester’s PDCS and in response to Chelmsford’s DCS.

ECC is proposing two tiers – an Advisory (group of service officers) and Decision Making (senior officers and Members) with the following principles: -

- No organisation to have an absolute voting majority, e.g. Maldon 4, ECC 2, Health 1, Police 1 & Environment Agency 1.
- An impartial (non-voting) chair –

The proposed governance structure comprises:

- (i) A Decision Making group consisting of a Member and a very senior officer from each Authority,;
- (ii) An Advisory officer only level group sitting beneath the Decision Making group.

The composition of these bodies would include ECC services involved in infrastructure in[            ]. Both these bodies would meet at least twice a year and the advisory group would put forward a proposal for what items of infrastructure could and should be delivered over the next period.

One possibility for consideration would be that the main ECC services likely to receive CIL (Schools and Highways and Transportation) would have a more or less permanent representative on these bodies, with other ECC services being invited to attend when these bodies were considering proposals particularly relevant to their own services (e.g. Libraries would attend if consideration was being given at the meeting to the use of CIL funds for a new or extended library in the District).

The Decision making body , which might need to be formally constituted, would consider the proposals from the officer group and could approve, reject or amend them. Alternatively it could ask for more work to be done by officers with a view to reconsidering a revised proposal at the next or a future meeting.