

8th April 2022

Arun District Council

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## Community Infrastructure Levy (CIL)

### Liability Notice

#### Regulation 65, Community Infrastructure Levy Regulations (2010), as amended

1. **Date Issued:** 8th April 2022
2. **CIL collecting authority:** Arun District Council, Arun Civic Centre, Maltravers Road, Littlehampton, West Sussex, BN17 5LF
3. **Name and address of liable recipient:** Mr M Allison Sigma Homes Ltd Springfield Road Horsham
4. **Details of chargeable development to which this liability notices relates:**
  - a. **Planning Permission Reference:** A/64/21/PL
  - b. **Liability Notice Reference** 1042
  - c. **Site address:** Former Shrublands Nursery Roundstone Lane Angmering BN16 4AT
  - d. **Development of Description:** Demolition of existing buildings & erection of 40 No. residential dwellings including 12 No. (30%) affordable units & associated landscaping, road layout, parking & provision of Public Open Space. This site is in CIL Zone 2 & is CIL Liable as new dwellings.

#### 5. CIL Liability

**£141,382.27** of Community Infrastructure Levy is payable to Arun District Council as the CIL collecting authority, on commencement of development on planning permission A/64/21/PL. This charge has been levied under Arun District Council's CIL charging schedule and s211 of the Planning Act 2008. Further details on payment procedures can be found at point 8.

I acknowledge receipt of Form 2 (Assumption of Liability), therefore the person stated at paragraph 3 is liable for CIL and will receive the Demand Notice where applicable.

## 6. How we calculated this figure

We calculated this figure from the following information:

| Dev. Type<br>CIL Rate £                      | Floorspace<br>m2                                               | Social<br>Housing/Charitable<br>Relief | TPI Used | Calculated<br>Date | CIL Amount  |
|----------------------------------------------|----------------------------------------------------------------|----------------------------------------|----------|--------------------|-------------|
| Zone 2 Res<br>>= 11<br><br>CIL Rate<br>69.58 | Gross: 4159<br>Demolished: 1461<br>Retained:<br>Increase: 2698 | £45,782.51                             | 333      | 08-04-2022         | £141,382.27 |

## 7. You have been granted Social Housing relief from CIL.

The relief from paying CIL, as per the table above, has been granted. However, this notice is subject to a disqualifying event not occurring within seven years of completion\* of development. For further information, please see the Ministry for Housing, Communities and Local Government's guidance: <https://www.gov.uk/guidance/community-infrastructure-levy#relief-and-exemptions>

\*Completion for the purposes of CIL exemption is defined as the issuing of a compliance certificate for this development issued under either regulation 17 (completion certificates) of the Building Regulations 2010 or section 51 of the Building Act 1984 (final certificates)

## 8. When will this CIL amount be due for payment?

Do not send payment until we send you a Demand Notice, this will detail how much and when to pay.

If the payment procedure is followed correctly, this CIL amount will be payable in accordance with the Council's instalment policy:

| Amount                                        | Number of instalments   | Payments periods and amounts                                         |
|-----------------------------------------------|-------------------------|----------------------------------------------------------------------|
| Any amount less than £10,000                  | One payment             | Total amount payable within 60 days of commencement of development   |
| Amount equal to £10,000 or less than £50,000  | Three equal instalments | 60 days, 120 days and 180 days or commencement of development        |
| Amount equal to £50,000 or less than £100,000 | Four equal instalments  | 60 days, 180 days, 360 days and 540 days commencement of development |

|                                                                                                                                                                                      |                        |                                                                                |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|--------------------------------------------------------------------------------|
| Amount higher than £100,000                                                                                                                                                          | Five equal instalments | 60 days, 180 days, 360 days, 540 days and 720 days commencement of development |
| Note: Commencement is defined in Regulation 67 of the CIL Regulations 2010 (as amended) as relating to the date given on the commencement notice submitted to the charging authority |                        |                                                                                |

Note that this instalment policy may alter but we will contact you if this occurs.

Some, or the entire amount, may also be paid by transferring land to the CIL charging authority or another beneficiary agreed with the charging authority. [See the CIL guidance on Payment in kind for more information.](#)

**The following notification must be served on the collecting authority before development commences:**

- \* The date on which you intend to commence development, by submitting a valid commencement notice. [Download Form 6' Commencement Notice.](#)

Precise details of your payment arrangements and options will be contained in the demand notice that will be sent following submission of a valid commencement notice.

If this procedure is not followed, payment of the CIL amount will be due in full on the day that development commences.

If a valid commencement notice has not been submitted before development commences, even if you have a self build exemption agreed, you may be liable for a surcharge.

### **Consequences of non payment**

If you fail to follow the payment procedure described above, the collecting authority may impose surcharges on this liability. Persistent failure to pay CIL liabilities due may result in the collecting authority imposing surcharges, serving a CIL stop notice prohibiting further development on the site and/or taking action to recover the debt due. [Please see the guidance published by the Department for Communities and Local Government for more information.](#)

### **9. The amount of CIL liability in this notice is a local land charge**

Charitable or Social Housing relief will be cancelled seven years after completion of development. But if a disqualifying event has occurred the Land Charge will only be removed on full payment of the amount due.

### **10. New liability notices may be issued**

Any change in the details contained in this notice (including calculation of the chargeable amount or amount of relief granted) will lead to the collecting authority issuing a new liability notice.

### **11. Do you think we have made a mistake in our calculations?**

You may submit a request for us to review it under Regulation 113 of the CIL Regulations 2010 (as amended ) within 28 days of the date issued. If you are unhappy with the calculation following this review, you can appeal to the Valuation Office Agency . [View further details of CIL appeals.](#)

This notice has also been copied to the following recipients:

| Name and address of other recipient(s) of this notice                                                        | Category of recipient |
|--------------------------------------------------------------------------------------------------------------|-----------------------|
| Mr C Barker<br>Brooklyn Chambers<br>11 Goring Road<br>Worthing                                               | Agent                 |
| I De Bellis<br>34 Ladydell Road<br>Worthing<br>West Sussex<br>BN11 2LE                                       | Owner of Land         |
| Kentcoast Limited<br>Kingston Manor<br>Kingston Gorse<br>East Preston<br>BN16 1RR                            | Owner of Land         |
| Mr L De Bellis<br>3 Evelyn Road<br>Worthing<br>West Sussex                                                   | Owner of Land         |
| Mr M De Bellis<br>58 Ladydell Road<br>Worthing<br>West Sussex<br>BN11 2JU                                    | Owner of Land         |
| Ms V Ward<br>Camino Real Los Labradores<br>305 Rancho Los Labradores<br>CP 37880<br>San Miguel de Allende    | Owner of Land         |
| Mr S Cloran C/O Jon Justice<br>Chapelworth House<br>22-26 Chapel Road<br>Worthing<br>West Sussex<br>BN11 1BE | Owner of Land         |

Yours faithfully



**Neil Crowther**

**Group Head of Planning**