



Strategic Growth Planning - S106 & CIL Team
Swindon Borough Council
Civic Offices (Wat Tyler House West 5)
Euclid Street
Swindon
SN1 2JH

Attn:
Hayden Wick Parish Council
Parish Clerk
Chair of Parish Council

Please ask for: Sarah Screen

Direct Dial No: 07929012219

Email: sbcs106@swindon.gov.uk

Website: www.swindon.gov.uk

Our Ref: S106 Parish Transfers for 2023

Date: 24 July 2024

Dear Sir or madam,

Potential Parish Transfers of 2023 Planning s106 Obligation Contributions for Local Infrastructure

I write on behalf of the Council to inform the Parish that the Council has undertaken a review of its Section 106 accounts. This review has identified contributions that it believes would be best utilised by the appropriate parish council for the purposes specified in the s106 deed.

As you are aware there is a process to allow such a transfer to take place to each relevant parish or town council to ensure that the income is used to deliver local projects.

I have been asked to write to you to seek the decision of the Parish Council on whether it would be interested in receiving the s106 receipt(s) identified. Once this confirmation from the Parish has been received it has been confirmed that approval is already in place for this contribution to be paid to the Parish Council.

The Planning Section 106 agreement that secured the contribution places a restriction on how it can be used. This means that if your parish council wishes to receive the contribution, it must commit in writing to spending it in accordance with the Section 106 restrictions. I suggest that you may wish to read the detailed requirements within the deed. These can be found online within the planning application case file by quoting the planning application reference at:

https://www.swindon.gov.uk/info/20030/planning_and_regeneration/380/view_or_make_comment_on_a_planning_application

Can you please can you confirm by return letter, signed by the appropriate authority in the Parish Council, the following:

1. The Parish Council's decision to request or not accept receipt of the contribution listed in the enclosed table;

2. If so, that your parish council will spend the contribution in accordance with its Section 106 restriction once authorised by the Council for transfer; *and*
3. That the Parish Council will following transfer to it monitor its allocation and spend of the receipts, and notify the Council in writing;
 - a. When each contribution has be allocated to a project and what that project is and its location where appropriate
 - b. When each contribution has been spent.
 - c. When requested by Swindon Borough Council
4. Indemnify the Council in the event that any of the s106 receipts transferred to it are not used by the Parish Council in accordance with the restrictions on its use, and will repay the Council the principle sum transferred to the Parish Council (on written request by the Council within 14 days of that request) along with the relevant compound interest accrued thereon (calculated by the Council) in the event that a repayment to the original payee (or their successor in title as appropriate) is necessary.

Upon written confirmation of the above the Council will instigate that transfer as a soon as practically possible. Please be advised that any subsequent transfer would take place by Bank Transfer directly into the parish council's bank account.

If you have any questions please do not hesitate to contact me.

Yours faithfully



Miss Sarah Screen

S106 and CIL Project Manager, Planning Services

Enclosures: Table containing potential 2023 S106 contributions for transfer to Parish Council

CC By Email only:

Ian Burbidge, Head of Finance Technical, SBC
SBC Ward Councillors