

Revision to the Triggers for Certain Obligations contained in the Wixams Section 106 Agreement

Advising Officers:

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Purpose of this report

The purpose of this report is to advise the Wixams Joint Development Control Committee to agree a Deed of Variation providing revisions to the triggers for certain obligations within the Wixams Section 106 Agreement.

RECOMMENDATION

That the Committee considers the report attached at Appendix A and agrees to the amended Heads of Terms as set out in Section 2.1.1 of the attached report.

Overview and Scrutiny Comments/Recommendations

1. This report is not scheduled to be considered by Overview and Scrutiny as the Wixams Joint Development Control Committee is the appropriate committee for determining matters of this nature.

Background

2. A further report is attached at Appendix A which sets out the proposed revisions contained within the Deed of Variation and the motivation behind the changes.

Council Priorities

3. The proposed revisions to the Section 106 Agreement will support the Council's priorities by providing more appropriate triggers for the delivery of infrastructure on the Wixams development.

Corporate Implications

Legal Implications

5. There are no legal implications.

Financial Implications

6. There will be no financial implications as the value of the section 106 obligations will not change and the revised triggers will deliver obligations and / or infrastructure either in the same time period or provide an earlier delivery.

Equalities Implications

7. Central Bedfordshire Council has a statutory duty to promote equality of opportunity, eliminate unlawful discrimination, harassment and victimisation and foster good relations in respect of nine protected characteristics; age disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation.
8. The proposed Deed of Variation will have no equalities implications.

Conclusion and next Steps

9. The attached report outlines the benefits of the proposed Deed of Variation. If the Committee approves the revised Heads of Terms the draft Deed will be progressed in consultation with the solicitors of both Councils.

Appendices

Appendix A – Report: Revision to the Triggers for Certain Obligations contained in the Wixams Section 106 Agreement

Background Papers

None