

In accordance with Regulations 73, 73A, 73B and 74 of the Community Infrastructure Levy Regulations 2010 (as amended), London Borough of Barking and Dagenham (LBBD), as the charging authority for the area, will allow the payment of CIL by land payments or infrastructure payments.

This policy is effective from the day the London Borough of Barking and Dagenham CIL Charging Schedule comes into effect on 3 April 2015.

The CIL Regulations 2010 (as amended), allow the Council to accept full or part payment of a CIL liability by way of the transfer of land to the Council. The Council may also enter into agreements to receive infrastructure as payment.

The infrastructure to be provided must be related to the provision of those projects listed in the Council's Regulation 123 list.

Any agreement relating to such a payment must be made before the chargeable development commences.

Before any land payment agreement is entered into, LBBD must be satisfied that the criteria in Regulation 73 are met. Similarly, before entering into an infrastructure payment agreement, they must be satisfied that the criteria in Regulation 73A are met.

The value of any land or infrastructure offered by way of payment has to be determined by a suitably qualified independent person. This will determine how much liability the 'in-kind' payment will off-set.

Payments in kind must be provided to the same timescales as cash payment, or otherwise on an agreed basis, subject to the provisions in the regulations and any other state aid considerations.

The Council is not obliged to accept any offer of payment in kind by land or infrastructure.

Please see the Community Infrastructure Levy Regulations 2010 (as amended), for the full details relating to payment in kind.