



Reference: FOI-131

**Request:**

I would like to formally make a request regarding S.106 agreements that were signed between January 2000 and December 2015.

Therefore, please can you provide the following information:

1. The date the agreement was signed along with the corresponding planning reference
2. List all contributions and their intended purpose
3. The dates of when all and any contributions were received by the council
4. The project name and details to which any contributions were allocated, expended or committed
5. The total amount allocated, expended or committed per contribution and the date this was done
6. The total amount that remains unspent and/or unallocated per contribution
7. Please confirm whether the contribution monies, either in whole or part, were held in an interest-bearing account
8. Name of the party/parties that paid the contribution
9. Name of the party/parties that have been repaid and when
10. All council spreadsheets that contain the requested information
11. Please include either copies of the s.106 agreements or live links to where the agreements can be found.

**Response:**

1. Please see attached FOI Oct 2022 Planning Records spreadsheet.
2. Please see attached FOI Oct 2022 Planning Records spreadsheet.
3. Please see attached FOI Oct 2022 Planning Records spreadsheet. Please note, developers did not send all payments via the planning department, so this information is not consistently held.

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Reference: FOI-131

4. Please see attached FOI Oct 2022 Planning Records spreadsheet for information as to the purpose of the obligations set out in each legal agreement. Planning department did not hold information on spending nor dates of expenditure. The Authority's finance department migrated to a new ledger system in 2014. Information prior to this period is not readily available in line with the Authority's data retention policy.
5. To provide this information would require a search of each individual planning application records. Therefore, this part of the request is refused under s12 (1) Freedom of Information Act 2000, since the cost of complying would exceed the appropriate limit set out in the Freedom of Information and Data Protection (Appropriate Limit and Fees) Regulations 2004.

In assessing the cost of complying, the costs attributable to officer time involved in complying have been considered. Such costs are limited to £450.00 under the Regulations, which equates to eighteen hours of officer time.

You may wish to refine your request by narrowing its scope by being more specific about what information you particularly wish to obtain, including any dates or period relevant to the information required.

See response to Q6 for cases where amounts were not yet spent.

6. Please see attached FOI.S106 2000 to 2015 spreadsheet. This is an extract from the Authority's published Infrastructure Funding Statement which details income from S106 that remained unspent at the time of publication. The extract provides data for agreements signed between 2000-2015. The full IFS is published online here <https://my.northtyneside.gov.uk/category/1140/monitoring-reports>
7. All funds are held within the Authority's General account with interest generated on the Authority's total balances
8. Please see attached FOI Oct 2022 Planning Records spreadsheet. The party paying the contribution may not be the same, but this information is not specifically held by the planning department.
9. No sums have been repaid to date.



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Reference: FOI-131

10. This information is refused in answer to this request under section 21, information accessible to the applicant by other means.

The reason for this is that this information is publicly available on the North Tyneside website via the following links:

<https://my.northtyneside.gov.uk/category/1140/monitoring-reports>

<https://democracy.northtyneside.gov.uk/ieListMeetings.aspx?CIId=160&Year=0>

11. This information is refused in answer to this request under section 21, information accessible to the applicant by other means.

The reason for this is that this information is publicly available on the North Tyneside website here <https://idoxpublicaccess.northtyneside.gov.uk/online-applications/>

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