

SECTION 106 AGREEMENTS REQUIRING A RESTRICTIVE OR 'NEGATIVE' OBLIGATION - CHANGES SINCE 31ST AUGUST 2012

Ref No	Current Status	App No	Address	Nature of Application	Date	Legal Agreement	Gain
292 & 293	Agreed	09/03618	268 Main Road, Biggin Hill, TN16 3JG	Addition of first floor to form two storey dwelling house to 268 + 270 Main Road	13-Nov-12	To Submit to the Council a programme of works indicating the contemporaneous construction and completion of the extensions at numbers 268 and 270 Main Road, Biggin Hill. Implement in accordance with approved programme. To be read in conjunction with 270 Main Road Biggin Hill	REST
293 & 292	Agreed	12/01355	268 (270) Main Road, Biggin Hill, TN16 3JG	Addition of first floor to form two storey dwelling house to 268 + 270 Main Road	13-Nov-12	To Submit to the Council a programme of works indicating the contemporaneous construction and completion of the extensions at numbers 268 and 270 Main Road, Biggin Hill. Implement in accordance with approved programme. To be read in conjunction with 268 Main Road Biggin Hill	REST
294	Agreed	11/03863	Ruxley Manor Garden Centre, Maidstone Road, Sidcup, DA14 5BQ	Change of use of part of floorspace permitted under ref 09/01552 for retail shop use to restaurant, with elevational alterations and formation of terrace outdoor seating area.	15-Nov-12	Cease use of area hatched purple on Plan B for restaurant use and use this area for retail use only. Use area hatched green for restaurant use only.	REST
295	Agreed	12/02099	Arundel, Berrys Hill, Berrys Green, Westerham. TN16 3AE	Replacement two storey dwelling.	16-Oct-12	Demolition of existing buildings prior to occupation.	REST

APPENDIX 1

Ref No	Current Status	App No	Address	Nature of Application	Date	Legal Agreement	Gain
297	Agreed	12/02443 12/02913 12/02966	Holy Trinity Convent School 81 Plaistow Lane Bromley BR1 3LL	Demolition of existing school/ convent buildings and erection of 11 detached houses and part 3/4 storey building with basement car parking comprising 22 flats, alterations to boundary wall and access from Plaistow Lane, car parking and landscaping	18-Jan-13	<p>The PIL paid under the terms of the previous agreement shall be used to meet the Affordable housing requirements that would have arisen from this development. No further financial contribution for this purpose is required from the Owner. The Owner shall carry out the school land works on the school land prior to 1st Sept 2013.</p> <p>No dwellings can be occupied until the owner has been made a written offer to the school to transfer the school land. No more than 90% of the dwellings to be occupied until transfer of land to school is completed, if school accept the offer to transfer. The owners shall carry out the church land works (parking spaces) prior to implementing the development. No dwellings to be constructed until written offer to church to transfer church land. No more than 90% dwellings to be occupied until the transfer of church land completed, if church accept the offer to transfer. No more than 50% of the dwellings to be constructed shall be occupied until the listed building works are substantially complete.</p> <p>The Owner will submit a scheme for the MOL to the Council prior to implementation of the development. The owner will submit a woodland management scheme to the Council prior to implementation of the development.</p>	
299	Agreed	12/01935	Stephen James, Bromley BMW Garage, Bickley Road, Bickley, Bromley, BR1 2NH	Single storey building to rear to be used as smart bay including valeting and minor vehicle repairs. (PART RETROSPECTIVE APPLICATION)	22-Feb-13	The proposal granted under appeal, ref 11/02561 will not be implemented. UNILATERAL UNDERTAKING.	REST

SECTION 106 AGREEMENTS REQUIRING 'POSITIVE' NON-FINANCIAL OBLIGATION - CHANGES SINCE 31st AUGUST 2012

Ref No	App No	Address	Nature of Application	Date	Legal Agreement	Gain (Units)	Status	Closed Date
296b	11/02100	Land rear of 86 to 94 High Street Beckenham	3 four storey blocks comprising 9 one bedroom, 32 two bedroom and 3 three bedroom flats, with 37 car parking spaces, bicycle parking, landscaping and access.	12-Jun-12	15 affordable housing units	15	AGREED	
301	12/01838	47 Homesdale Road, Bromley, BR2 9TN	Change of use of existing building together with erection of an extension at rooftop level and elevational alterations to provide 14 two bed flats and 2 one bed flats, 18 car parking spaces, refuse and recycling store and cycle store.	08-Feb-13	6 Affordable units. Education contribution £53,590.45 on the first occupation of the development. To be repaid 10 years after date of payment. Health contribution of £16,000 on the first occupation of the development. To be repaid 10 years after date of payment.	6	AGREED	
302	12/02658	Day Centre, Chipperfield Road, Orpington, BR5 2PY	Demolition of use of existing Leasons Centre and erection of 4 x 2 bed houses, 24 x 3 bed houses, 11 x 2 bed flats (including 2 suitable for wheelchairs) and 2 x 3 bed flats (total 41 units), together with a new vehicular access to Chipperfield Road, 76 car parking spaces, cycle parking and associated landscaping.	08-Feb-13	35% affordable housing units (60% rented/40% intermediate and 2 wheelchair units). Education contribution of £34,895.58 prior to first occupation towards pre-school education. Education contribution of £131,751.57 prior to first occupation towards primary school education. Education contribution of £116,044.42 prior to first occupation towards secondary education. Education contribution of £52,819.91 prior to first occupation towards 16+ further education. Repayment 10 years from date of receipt of contribution.	0	AGREED	
303	12/03634	2 Betts Way, Penge, London, SE20 8TZ	Demolition of existing building and erection of 4 storey building comprising 22 flats and 2 semi-detached wheelchair bungalows with 24 car parking spaces.	01-Mar-13	Education contribution of £83,825.77 and health contribution of £24,871 to be paid to the Council prior to first occupation and use in the vicinity of the site. Repayment 10 years from date of payment. 35% habitable rooms to be constructed as affordable housing, 5 affordable rented, 3 intermediate and 2 wheelchair homes designed.	0	AGREED	
			TOTAL NUMBER OF UNITS SINCE AUGUST 2012			21		

SECTION 106 AGREEMENTS REQUIRING A 'POSITIVE' FINANCIAL OBLIGATION - CHANGES SINCE AUGUST 2012

TAKEN FROM THE PUBLIC REGISTER OF CONTRIBUTIONS														
Ref No.	App No.	Address of application	Nature of Application	Date of s106	Legal agreement	Gain	Rec'd	Community Use/ Town centre / local economy	Highways/ Traffic / parking	Education	Health / PCT	Landscaping	Other	Housing
291	09/01664	Dylon International Ltd, Worsley Bridge Road, London SE26 5BE	Mixed use redevelopment comprising basement car parking and 2 part five/ six/ seven/ eight storey blocks for use as Class B1 office accommodation (6884 sqm)/ Class A1 retail (449 sqm)/ Class A3 cafe/ restaurant (135 sqm)/ Class D1 creche (437 sqm) and 149 flats (32 one bedroom/ 78 two bedroom/ 39 three bedroom)	4th July 2012	Affordable housing commuted sum £80,000 payable. £40,000 is due on the occupation of the 15th dwelling , £40,000 due on occupation of 112th dwelling. Pay Council's costs for traffic order within 12 months of occupation of 15th dwelling. Pay back within 5 years of it's receipt. No reference to interest from capital receipt. DEED OF VARIATION	Affordable housing commuted sum £80,000 Traffic order	No							£80,000
296A	11/02100	Land rear of 86 to 94 High Street Beckenham	3 four storey blocks comprising 9 one bedroom, 32 two bedroom and 3 three bedroom flats, with 37 car parking spaces, bicycle parking, landscaping and access	12th June 2012	Education contribution of £182,389.38 To pay the education contribution prior to first occupation of the development. Spend time limit 12.06.2017	Education contribution £182,389.38	No			£182,389				
300	12/00304	76 High Street Orpington BR6 0JQ	Three/ four storey block comprising 50 sheltered flats for the elderly including communal facilities, refuse/ recycling storage and bicycle/ electric buggy parking, with 16 car parking spaces	22nd Jan 2013	Affordable housing contribution of £211,500 and additional amount payable on the commencement of the development. Spend within 5 years of receipt of payment. Health contribution of £44,000 to pay to the Council prior to occupation of 50% of the dwellings. Spend within 5 years of receipt of payment.	Affordable housing contribution £211,500 Health Contribution £44,000	No				£44,000			£211,500
301	12/01838	47 Homesdale Road Bromley BR2 9TN	Change of use of existing building together with erection of an extension at rooftop level and elevational alterations to provide 14 two bed flats and 2 one bed flats, 18 car parking spaces, refuse and recycling store and cycle store	8th Feb 2013	6 affordable units Education contribution £53,590.45 on the first occupation of the development. To be repaid 10 years after date of payment. Health contribution of £16,000.00 on the first occupation of the development. To be repaid 10 years after date of payment.	6 affordable units Education contribution £53,590.45 Health contribution £16,000.00				£53,590	£16,000			

TAKEN FROM THE PUBLIC REGISTER OF CONTRIBUTIONS														
Ref No.	App No.	Address of application	Nature of Application	Date of s106	Legal agreement	Gain	Rec'd	Community Use/ Town centre / local economy	Highways/ Traffic / parking	Education	Health / PCT	Landscaping	Other	Housing
302	12/02658	Day Centre, Chipperfield Road Orpington BR5 2PY	Demolition of the existing Leeson's Centre and erection of 4 x 2 bed houses, 24 x 3 bed houses, 11 x 2 bed flats (including 2 suitable for wheelchairs) and 2 x 3 bed flats (total 41 units), together with a new vehicular access to Chipperfield Road, 76 car parking spaces, cycle parking, and associated landscaping	8th Feb 2013	35% affordable housing units (60% rented/ 40% intermediate and 2 wheelchair units) Education contribution of £34,895.58 prior to first occupation towards pre-school education. Education contribution of £131,751.57 prior to first occupation towards primary school education. Education contribution of £116,044.42 prior to first occupation towards secondary education. Education contribution of £52,819.91 prior to first occupation towards 16+ further education. Repayment 10 years from date of receipt of contribution.	35% affordable housing Total education contribution of £335,511.48				£335,511				
303	12/03634	2 Betts Way, Penge London SE20 8TZ	Demolition of existing building and erection of 4 storey building comprising 22 flats and 2 semi-detached wheelchair bungalows with 24 car parking spaces	1 st March 2013	Education contribution of £83,825.77 and health contribution of £24,871 to be paid to the Council prior to first occupation and use in the vicinity of the site. Repayment 10 years from date of payment. 35% habitable rooms to be constructed as affordable housing 5 affordable rented 3 intermediate 2 wheelchair homes designed	Education £88,825.77 Health £24,871 35% affordable units			£88,826	£24,871				
TOTAL SECTION 106 CONTRIBUTIONS										£660,316	£84,871	£0	£0	£291,500

REVENUE ITEMS

Dept. Anal.	Public register ref	Address of application	Use of monies	31st March 2013	Movement during 2010/11 Expenditure	Commitments	Movement during 2010/11 Income	Transferred to Capital	Balance as at 20.5.13	Time Limit for spend
				£	£	£	£		£	
F0648	197	Orpington Halls High St Orpington	TC contribution of £5,000 for CCTV	(5,000.00)	0.00	0.00	0.00	0.00	(5,000.00)	Aug 2014
		Total for CCTV expenditure		(5,000.00)	0.00	0.00	0.00	0.00	(5,000.00)	
		Highway improvement works & traffic schemes								
F0620	104	Bristol Street Motors, Masons Hill/Prospect Place	Highway improvement works	(30,000.00)	0.00	30,000.00	0.00	0.00	0.00	April 2009
F0622	108	Aquila, Golf Road Bickley	£325k Highways works, £10k surveys	(259,857.96)	0.00	50,457.96	0.00	0.00	(209,400.00)	Dec 2012
F0624	139	Nugent Estate, Sevenoaks Way Orpington	£10k for footpath maintenance	(10,000.00)	0.00	10,000.00	0.00	0.00	0.00	Feb 2012
F0629	173	Knotley Springfield Gardens West Wickham	£15k for highway works and £2.5k for traffic order	(15,000.00)	0.00	15,000.00	0.00	0.00	0.00	Oct 2011
F0650	206	J Sainsbury Pallant Way	£20,000 towards bus improvement	(20,000.00)	0.00	0.00	0.00		(20,000.00)	July 2013
F0658	203	Multi-storey car park at Earls Way Orpington	£80k for bus stop enhancement	(80,000.00)	0.00	0.00	0.00	0.00	(80,000.00)	Sept 2014
F0648	197	Orpington Halls High St Orpington	£2,500 for traffic order	(2,500.00)	0.00	0.00	0.00	0.00	(2,500.00)	Aug 2014
F0671	231	117 Widmore Road Bromley	£2500 highways contributions	(2,500.00)	0.00	0.00	0.00	0.00	(2,500.00)	June 2014
F0628	232	Garrard House, 2-6 Homesdale Road Bromley	£2,000 for loading restriction contribution	(2,000.00)	0.00	0.00	0.00	0.00	(2,000.00)	May 2015
F0655		178 Ravensbourne College	£20k Highways and £10k Footpath	(30,000.00)	0.00	0.00	0.00	0.00	(30,000.00)	Jan 2017
		Total for Highway improvement works		(451,857.96)	0.00	105,457.96	0.00	0.00	(346,400.00)	
		Road Safety and cycle schemes								
F0622	108	Aquila, Golf Road Bickley	£60k traffic calming	(29,833.34)	0.00	0.00	0.00	0.00	(29,833.34)	Dec 2014
F0653	211	Land R/O 91-117 Copers Cope Road, Beckenham	£15k for travel studies	(15,000.00)	0.00	0.00	0.00	0.00	(15,000.00)	N/A
		Total Road Safety & cycle schemes		(44,833.34)	0.00	0.00	0.00	0.00	(44,833.34)	
		Local Economy and Town Centres								
F0624	139	Nugent Estate, Sevenoaks Way Orpington	£1m for local economy & £50k town centre	(8,310.00)	0.00	8,310.00	0.00	0.00	0.00	Feb 2012
F0644	187	Tesco Stores, Croydon Road	£50k towards Town Centre Initiatives	(50,000.00)	0.00	0.00	0.00	0.00	(50,000.00)	Jan 2016
		Total Local Economy & Town Centres		(58,310.00)	0.00	8,310.00	0.00	0.00	(50,000.00)	
		Parking								
F0618	120	Beckenham hospital, Croydon Road Beckenham	£10k car park, £30k residents parking scheme	(18,000.00)	0.00	18,000.00	0.00	0.00	0.00	Aug 2009
F0621	110	77 Addington Road West Wickham	Contribution to on street parking	(1,000.00)	0.00	1,000.00	0.00	0.00	0.00	Jan 2009
F0647	204	Tesco - Homesdale Road	£40k towards controlled parking zone	(40,000.00)	0.00	0.00	0.00	0.00	(40,000.00)	July 2014
F0645	194	Reliance House	5000 towards 'white lining' for the provision of public and car club parking & restoration of redundant crossovers	(2,658.88)	0.00	2,658.88	0.00	0.00	0.00	Sept 2011
F0646	185	101 Palace Road Bromley	£3000 for white lining car parking spaces and redstoning crossovers parking Permit Scheme, Car Club Scheme	(2,904.59)	0.00	2,904.59	0.00	0.00	0.00	Aug 2012
F0671	231	117 Widmore Road Bromley	£2500 towards car club	(2,500.00)	0.00	0.00	0.00	0.00	(2,500.00)	June 2014
		Total parking schemes		(67,063.47)	0.00	24,563.47	0.00	0.00	(42,500.00)	
		Landscaping								
F0627	151 & 25	Cheyne Centre Woodlands Way West Wickham	£35k towards woodland maintenance	(35,000.00)	0.00	0.00	0.00	0.00	(35,000.00)	N/A
				(35,000.00)	0.00	0.00	0.00	0.00	(35,000.00)	
		Community facilities								
F0612	83	Kelsey Square Beckenham	Community contribution	(10,000.00)	0.00	10,000.00	0.00	0.00	0.00	June 2008
F0658	203	Multi-storey car park at Earls Way Orpington	£30k playspace contribution	(30,000.00)	0.00	0.00	0.00	0.00	(30,000.00)	Mar 2015
				(40,000.00)	0.00	10,000.00	0.00	0.00	(30,000.00)	
		Other minor schemes								
F0647	204	Tesco - Homesdale Road	£10k webcam contribution	(10,000.00)	0.00		0.00	0.00	(10,000.00)	Oct 2013
		Total other minor schemes		(10,000.00)	0.00	0.00	0.00	0.00	(10,000.00)	

Dept. Anal.	Public register ref	Address of application	Use of monies	31st March 2013	Movement during 2010/11	Commitments	Movement during 2010/11	Transferred to Capital	Balance as at 20.5.13	Time Limit for spend
		Primary Care service								
F0632	172	The George High Street Franborough	£12,228 towards additional primary care infrastructure	(12,228.00)	0.00	12,228.00	0.00	0.00	0.00	Sep 2011
F0633	164	SIRA South Hill Chislehurst	£66,000 for healthcare facilities	(66,000.00)	0.00	66,000.00	0.00	0.00	0.00	June 2011
F0643	180	James Dixon Schl site Anerly Park	£26,496 for Health	(26,496.00)	0.00	26,496.00	0.00	0.00	0.00	Aug 2012
F0663	218	The Partridge, Chipperfield Road	£13,244 for Health care	(13,244.00)	0.00	0.00	0.00	0.00	(13,244.00)	Mar 2014
F0648	197	Orpington Halls High St Orpington	£13,243 for health care	(13,243.00)	0.00	0.00	0.00	0.00	(13,243.00)	Aug 2014
F0670	230	Enterprise Hse, 45 Homesdale Road	£84,296 for healthcare cont'n	(84,296.00)	0.00	0.00	0.00	0.00	(84,296.00)	Feb 2015
F0667	227	Land Rear Of Nugent Shopping Park, Cray View Close, St Mary Cray, Orpington	£7,695 for health	(7,695.00)	0.00	0.00	0.00	0.00	(7,695.00)	May 2014
F0628	233	Garrard House, 2-6 Homesdale Road Bromley	£35k for Health Care	(35,000.00)	0.00	0.00	0.00	0.00	(35,000.00)	Sept 2015
F0662	214	Anerley School for Boys, Versialles Rd Penge	Healthcare contribution	(105,780.00)	0.00	0.00	0.00	0.00	(105,780.00)	April 2014
F0668	228	Land at former 1-23 Orchard Grove Orpington	£98,240 for healthcare contribution	(98,240.00)	0.00	0.00	0.00	0.00	(98,240.00)	June 2014
F0675	237	Oatlands 210 Anerley Road Penge	£26,270 healthcare contribution	(26,270.00)	0.00	0.00	0.00	0.00	(26,270.00)	Mar 2016
				(488,492.00)	0.00	104,724.00	0.00	0.00	(383,768.00)	
Total S106 Revenue Balance as at 31.10.11				(1,200,556.77)	0.00	253,055.43	0.00	0.00	(947,501.34)	

CAPITAL ITEMS

		Housing								
F0628	166	Garrard House, 2-6 Homesdale Road Bromley	Housing	(832,593.20)	0.00	832,593.20	0.00	0.00	0.00	Aug 2012
F0635	167	Oakwood Court, Bromley Road	£725k towards affordable housing	(794,833.39)	0.00	60,000.00	0.00	0.00	(734,833.39)	June 2015
F0670	256	Enterprise Hse, 45 Homesdale Road	£4,000 - affordable housing contribution	(4,000.00)	0.00	0.00	0.00	0.00	(4,000.00)	Feb 2016
F0681	191/202	102 Martins Rd Bromley	£3,838.80 wheelchair payment	(3,838.80)	0.00	0.00	0.00	0.00	(3,838.80)	Feb 2016
F0628	233	Garrard House 2-6 Homesdale Road BR2 9LZ	Additional £411k housing contribution	(102,750.00)	0.00	102,750.00	0.00	0.00	0.00	Sept 2014
F0655	178	Ravensbourne College (Phase 1 instalment)	Affordable housing contribution of £411k	(282,200.00)	0.00	0.00	0.00	0.00	(282,200.00)	Jan 2017
F0659	289	Holy Trinity, Plaistow Lane	£2,173,150 housing contribution	(2,173,150.00)	0.00	0.00	0.00	0.00	(2,173,150.00)	Mar 2017
F0679	255	135-137 Albermarle Road, Beckenham BR3 5HS	£50k towards affordable housing	(50,000.00)	0.00	0.00	0.00	0.00	(50,000.00)	April 2015
F0651		Interest accrued to S106 housing capital items		(13,290.00)	0.00	13,290.00	0.00	0.00	0.00	N/A
		Total Housing		(4,256,655.39)	0.00	1,008,633.20	0.00	0.00	(3,248,022.19)	

		Education								
F0663	218	The Partridge, Chipperfield Road	£29,140 towards Education	(17,800.00)	0.00	0.00	0.00	0.00	(17,800.00)	Mar 2014
F0648	197	Orpington Halls High St Orpington	£24,409 for Education	(24,409.00)	0.00	0.00	0.00	0.00	(24,409.00)	Aug 2014
F0670	230	Enterprise Hse, 45 Homesdale Road	£111,806 for Education	(111,806.00)	0.00	0.00	0.00	0.00	(111,806.00)	Feb 2015
F0628	233	Garrard House, 2-6 Homesdale Road Bromley	£35k for Education	(35,000.00)	0.00	0.00	0.00	0.00	(35,000.00)	Sept 2015
F0667	227	Land Rear Of Nugent Shopping Park, Cray View Close, St Mary Cray, Orpington	£11,684 for Education	(11,684.00)	0.00	0.00	0.00	0.00	(11,684.00)	May 2014
F0668	228	Land at former 1-23 Orchard Grove Orpington	£174,230 for education contribution	(174,230.00)	0.00	0.00	0.00	0.00	(174,230.00)	June 2014
F0655	178	Ravensbourne College (Phase 1 instalment)	Education contribution	(110,000.00)	0.00			0.00	(110,000.00)	Jan 2017
F0657	186	Blue Circle	Education contribution	(250,000.00)	0.00	0.00	0.00	0.00	(250,000.00)	Feb 2018
F0662	214	Anerley School for Boys, Versialles Rd Penge	Education contribution	(80,724.00)	0.00			0.00	(80,724.00)	April 2014
		Total Education		(815,653.00)	0.00	0.00	0.00	0.00	(815,653.00)	

		Local Economy								
F0651		Interest accrued to S106 housing capital items		(16,989.71)		16,989.71			0.00	N/A
		Total Local Economy		(16,989.71)	0.00	16,989.71	0.00	0.00	0.00	

		Community Facilities								
F0642	129	Land at Main Road Biggin Hill	£760k towards Heritage Centre	(719,309.31)	0.00	1,500.00	0.00	0.00	(717,809.31)	Mar 2014
F0651		Interest accrued to S106 community capital items		(60,389.00)	0.00	0.00	0.00	0.00	(60,389.00)	N/A
		Total Community Facilities		(779,698.31)	0.00	1,500.00	0.00	0.00	(778,198.31)	

Total Section 106 Capital balance as at 31.10.11				31.03.09	(5,868,996.41)	0.00	1,027,122.91	0.00	0.00	(4,841,873.50)
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Total Section 106 Balance as at 31.10.11				(7,069,553.18)	0.00	1,280,178.34	0.00	0.00	(5,789,374.84)	
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