

## Menheniot Parish Clerk

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**From:** Gemma Arthur <Gemma.Arthur@cornwall.gov.uk>  
**Sent:** 05 May 2021 09:38  
**To:** Menheniot Parish Clerk  
**Cc:** 'Jeremy tucker'; 'Cllr Eve Easterbrook'; Sarah Mason  
**Subject:** RE: CIL Neighbourhood Payments

Information Classification: CONTROLLED

Hello John

I will answer each of your questions as succinctly as possible, but please note that my responses do not negate the need to follow the parish guidance provided, or your Councils responsibility to ensure it understands the agreement prior to signing it:

1. The purpose of the agreement is to commit your Council to only spending CIL money received on infrastructure, as defined and required by the CIL Regulations. Passing CIL money to your Council for residential development is not covered by the CIL Regulations, and so it is necessary to have a legal agreement to cover use of this money.
2. Money received should be spent within five years of your Council receiving it.
3. Annual reports should be submitted to us setting out how much your Council has received, how much has been spent (including what it has been spent on) and what your Council is still holding.
4. I am unclear on what sort of non-compliance you are referring to, however –
  - a. If the money is not spent within 5 years of receipt, Cornwall Council will take it back and spend it on infrastructure in your area;
  - b. If you do not sign the legal agreement, or return the annual reports as required, future payments to your Council will be withheld until the signed agreement/report is received.

Kind regards  
Gemma

**Gemma Arthur | Infrastructure Group Leader**  
**Cornwall Council | Planning and Sustainable Development**  
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*Please note my current working hours are 7am to 3pm, Monday to Friday.*

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**From:** Menheniot Parish Clerk <clerk@menheniotparishcouncil.co.uk>  
**Sent:** 04 May 2021 14:10  
**To:** Gemma Arthur <Gemma.Arthur@cornwall.gov.uk>  
**Cc:** 'Jeremy tucker' <jeremy-tucker@btconnect.com>; 'Cllr Eve Easterbrook' <cllr.easterbrook@outlook.com>; Sarah Mason <Sarah.Mason@cornwall.gov.uk>  
**Subject:** RE: CIL Neighbourhood Payments

Hello Gemma,

Thank you for forwarding the guidance, but all that does is provide yet more reading – specifically, I want to know:

1. By signing the agreement, what does this commit the council to do?
2. Is there a time limit?
3. How do we report back to you?