

REPORT TO:	PLANNING COMMITTEE	AGENDA ITEM: 6
DATE OF MEETING:	17th AUGUST 2021	CATEGORY: DELEGATED
REPORT FROM:	HEAD OF PLANNING AND STRATEGIC HOUSING	RESTRICTED
MEMBERS' CONTACT POINT:	JESSICA CHEADLE jessica.cheadle@southderbyshire.gov.uk	DOC:
SUBJECT:	DEED OF VARIATION – LAND TO THE WEST OF MOIRA ROAD, WOODVILLE	REF: 9/2016/0329
WARD(S) AFFECTED:	WOODVILLE	TERMS OF REFERENCE:

1. Background

- 1.1 Members may recall that the site, known Bretby Heights, Woodville, was granted planning permission for up to 45 homes following in November 2017. The Section 106 agreement can be found under permission reference 9/2016/0329.
- 1.2 As required within the Seventh Schedule of the Section 106 Agreement, South Derbyshire District Council received £18,035.78 from Taylor Wimpey Homes following the trigger points being met as the development had been constructed. This contribution has to be spent by 2nd July 2025.

2. Recommendations

- 2.1 That the Committee approves the request to amend the Section 106 Agreement (S106) to include amendments to be made to the definition of the Healthcare Contribution which is payable in accordance with the third schedule of the Section 106 Agreement– Healthcare Facilities Contribution. This is based upon recommendations that have been received from Derby and Derbyshire Clinical Commissioning Group (CCG).
- 2.2 That the Committee delegate authority to the Head of Planning and Strategic Housing to agree the finer detail and wording of the obligations to be secured under the DoV.

3. Purpose of Report

- 3.1 To inform the Committee of the proposed changes to the S106 Agreement, Land to the West of Moria Road, Woodville.

4. Discussion

- 4.1 Following the closure of Overseal GP Surgery in January 2020, The Planning Policy Team were approached by the Derby and Derbyshire CCG wishing to propose a

variation to the definition of Healthcare Contribution. This is due to Woodville Surgery having already been constructed prior to the signing of the Section 106 agreement.

	Existing Section 106 Agreement definition	Proposed Amendments to Agreement definition
Healthcare Contribution	The sum of £17,041 (Seventeen Thousand Three Forty One Pounds) to be paid in accordance with clause 7, towards the construction of a new surgery at Woodville	The sum of £17,041 (Seventeen Thousand Three Forty One Pounds) to be paid in accordance with clause 7, and to be used towards increasing patient capacity at Woodville Surgery

5. Financial Implications

- 5.1 There are no financial implications associated to the Council for this change as the costs of the DoV will be paid for out of the Healthcare Contribution that has been received.

6. Corporate Implications

- 6.1 None.

7. Community Implications

- 7.1 The most appropriate healthcare mitigation has been selected to be undertaken.

8. Background Information

a) Section 106 Agreement:

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