

REQUEST FOR COMMITMENT OF DEVELOPMENT CONTRIBUTIONS **(s106 funds) FORM 1**

I request the commitment of development contributions which are held by Gedling Borough Council for the purposes set out below (where the development contribution **has already been paid to Gedling Borough Council** and are ring fenced for the purposes set out in the legal agreement)

Or

I request that future development contributions are ear marked for the purposes set out below (where a development contribution is **expected** by virtue of a legal agreement but has not yet been paid to Gedling Borough Council)

(delete one of the above options)

I confirm and undertake that:

1. I am authorised to make this request to Gedling Borough Council on behalf of (organisation/GBC Service) **LINBY PARISH COUNCIL**
2. The funds will be spent on the scheme as set out in this form and in accordance with the terms of the relevant legal agreement(s)
3. That if the funds are not spent on the scheme as set out in this form and in accordance with the terms and timescales set out in the relevant legal agreement(s) providing for the developer contribution, the funds and interest accumulated will be returned to Gedling Borough Council. In the event that the monies are not repaid to Gedling Borough Council then Gedling Borough Council will be within their rights to undertake legal action to recover any monies due.
4. It is understood that in the event that the development contributions are not paid to Gedling Borough Council, Gedling Borough Council have no liability to make any payments.

Details of scheme that funds are requested for:

Location:

Linby Heritage Centre, Main Street, Linby

Description of scheme (attach plans if available):

On the 20th July 2023, and following a formal request from Linby Parish Council, approval was granted to transfer the Capital contribution (up to £59,652.67) of the Open Spaces Off Site Contribution, collected through the Section 106 Agreement dated 7th April 2015 in relation to the Planning Permission 2014/0950 Land at Wighay Road, to Linby Parish Council to expend on the redevelopment of the Linby Heritage Centre. Gedling Borough Council still hold £39,385 in Revenue contribution collected through the Section 106 Agreement which must be expended on the

maintenance of those Open Spaces for a period of up to 10 years.

Links to strategy/Council objectives (Please name)

Links to the development / justification for proposal:

The S106 states the revenue contribution should be used towards the maintenance of the open space delivered by the capital contribution. Linby Heritage Centre is situated within 2Km from the centre of the development from which the Open Spaces Off-Site Contribution was collected. The above project fulfils the criteria.

Estimated cost and construction timescale

Ongoing maintenance to Linby Heritage Centre Open Space for up to 10 years.

Amount of contribution required:

- 1) £39,385 Maintenance Contribution collected from Section 106 Agreement Land at Wighay Road, Linby (2014/0950).

Comments

Details of development contribution

Developer	Strata Homes Ltd
Location of development (Attach plan where appropriate)	Land Fronting Wighay Road Linby Nottinghamshire
Planning Application Reference Number	2014/0950
Date s106 Agreement signed	7 th April 2015
Paragraphs of the Agreement under which the request is made and summary of the restrictions which apply	<p>Schedule 1 – Public Open Space</p> <p><i>Para. 2.1 “Not to use any sum paid to it pursuant to paragraph 1 above except towards the improvement or provision of open spaces/recreational facilities within a radius of 2km from the centre of the development;”</i></p> <p>Para. 2.2 “If so requested by the person who made payment of the Open Spaces Off Site Contribution (RPI</p>

	Index Linked) at any time after the 10 th anniversary of payment to Gedling Borough Council of the whole of the said Contribution (RPI Index Linked), to provide written information to that person of how the Contribution (RPI Index Linked) has been expended and forthwith to repay to that person any part of the Open Spaces Off Site Contribution (RPI Index Linked) not expended or committed for expenditure for the purposes of paragraph 2.1 above by the date of the request”.
Date the contribution has to be re paid if not committed	14 th June 2026
GBC Cost centre (where already advised)	

Signed by:

[Redacted Signature]

For and on behalf of : **Linby Parish Council**

Print Name: **Liz Gretton**

Position in the Organisation: **Clerk and Responsible Finance Officer**

Date: **21/11/2025**

Tel:

[Redacted Telephone Number]

email:

[Redacted Email Address]

Address: N/A