

# Shropshire Community Infrastructure Levy Notification of Relief

## **Discretionary relief for exceptional circumstances**

Regulation 55 of the Community Infrastructure Levy Regulations (SI 2010 No. 948) allow a charging authority to grant relief only where a planning obligation has been entered into for a sum that is greater than the chargeable amount, and that payment of the Levy would have an unacceptable impact on the economic viability of the development.

## **Notification of discretionary relief (Regulation 56)**

Shropshire Council will allow claims for relief for exceptional circumstances from the date that the Shropshire Charging Schedule comes into effect. In such cases the claimant must follow the procedures set out in Regulation 57, including an assessment carried out by an independent person of the cost of complying with the planning obligation and its impact on the economic viability of the chargeable development. In such cases Shropshire Council will consider whether relief from the Levy, or a reduction in the section 106 contribution, is appropriate in light of community priorities and the circumstances of the case.

## **Social Housing Relief**

100% relief from the Levy is available for those dwellings that are either let in specified tenancies by a private registered provider of social housing, or a registered social landlord, or a local housing authority, or are occupied under specified shared ownership arrangements. The details of qualifying dwellings are specified in Regulation 49 of the Community Infrastructure Regulations 2010, which are available on the Council's website.

## **Charitable Relief**

Under Regulation 43 of the Community Infrastructure Levy Regulations 2010 (as amended) charities are exempt from liability to pay the Levy where a development will be used wholly or mainly for charitable purposes; be fully owned by the charity or jointly with other charities; and occupied by it or under its control.

## **Notification of Charitable Relief**

Discretionary relief for investment activities by charities may be made in accordance with Regulations 44 and 45. Shropshire Council allows such discretionary relief (Regulation 46) where the chargeable development delivers facilities, services or infrastructure that have been identified as a requirement in the LDF Implementation Plan or Place Plans. The amount of relief granted will be in direct proportion to the proposed development's benefit to the community, as assessed by Shropshire Council in consultation with the Parish or Town Council. Shropshire Council will accept claims for such relief from the date that the Shropshire Charging Schedule comes into effect