



LONDON BOROUGH OF WALTHAM FOREST

COMMUNITY INFRASTRUCTURE LEVY

STATEMENT OF AVAILABILITY OF DISCRETIONARY RELIEF FOR EXCEPTIONAL CIRCUMSTANCES

In accordance with Regulation 56 of the Community Infrastructure Levy Regulations 2010, the Council hereby gives notice that discretionary relief for exceptional circumstances is available in the London Borough of Waltham Forest.

The Council will accept claims for discretionary relief for exceptional circumstances from 15th May 2014.

Discretionary relief for exceptional circumstances must be claimed for and approved prior to the commencement of the chargeable development by completing the CIL Relief Form (form 2). In order to qualify for the relief the following must all apply:

- a Section 106 agreement has been entered into in respect of the planning permission which permits the chargeable development; and
- Waltham Forest considers that:
 - requiring payment of the Community Infrastructure Levy charged by Waltham Forest would have an unacceptable impact on the economic viability of the chargeable development, and
 - granting relief would not constitute notifiable state aid.

A claim for discretionary relief for exceptional circumstances must include (amongst other documents) an assessment of the economic viability of the chargeable development carried out by an independent person, and an explanation of why the applicant for the relief considers that it would have an unacceptable impact on the economic viability of that development.

Intending applicants for the relief need to make contact with the Council **before** submitting the application, to comply with the procedure in Regulation 57.

Subject to the requirements of the Community Infrastructure Levy Regulations 2010, the Council will decide the amount of any relief to be granted in individual cases.

For further information about making a claim for discretionary relief for exceptional circumstances please see Regulations 55 and 57 of the Community Infrastructure Levy Regulations 2010.

Note: This statement only applies to the collection of the Waltham Forest CIL, and does not apply to the Mayor of London's CIL. Separate procedures will apply in the event that relief from the Mayor of London's CIL is made available by the Mayor (please see Regulation 58 of the Community Infrastructure Levy Regulations 2010).