

Rachel Tibbetts

From: Planning
Sent: 06 September 2021 11:49
To: Bernadette Owens; DC Support
Subject: FW: FAO - Bernadette Owens 21/02467/F - OS Parcel 0005 And Part OS Parcel 1300 0878 And 7566 Banbury

Regards

Development Management

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From: Dackombe, Simon (C2202) <simon.dackombe@thamesvalley.police.uk>

Sent: 06 September 2021 08:56

To: Planning <Planning@Cherwell-DC.gov.uk>

Subject: FAO - Bernadette Owens 21/02467/F - OS Parcel 0005 And Part OS Parcel 1300 0878 And 7566 Banbury

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Dear Bernadette

I write on behalf of Thames Valley Police with regard to the above planning application.

I would wish to formally request that the associated S106 Agreement includes provision for a developer contribution of £44,000 for the delivery of four (4) Automatic Number Plate Recognition (ANPR) Cameras on site. Please note these ANPR Cameras will be for TVP use only and not for the purposes of on-site security for the operators (I expect the operator will provide their own in-house system of ANPR cameras for internal security issues).

The provision of these ANPR cameras will significantly improve the ability of TVP to Police the MSA, this particular local area already experiences significant demand from the MSA at J10 and the provision of this additional facility in close proximity will place a significant strain on already limited resources. The MSA will act as a significant generator of localised demand in its own right with regards to anti-social behaviour, theft and vandalism however its location within the wider strategic road network means the MSA will also act as a potential meeting point and stop off area for a host of wider activities that would not otherwise occur in this location. The provision of TVP ANPR cameras will enable TVP to react to and monitor such activities in a far more efficient and effective manner, providing appropriate and necessary coverage to mitigate the impact of activity specifically generated by this development.

This request meets the tests set out in Section 122 of the CIL Regulations in that the request is Necessary, Directly Related and Reasonable. Section 216 of the Planning Act 2008 provides a list of "infrastructure" but is clear that the list is non-exhaustive and that "infrastructure" is not a narrowly defined term. That fact is demonstrated by the use of the word "includes" prior to the list being set out. In our view, there is no difficulty in the proposition that contributions towards Police infrastructure can be within the definition of infrastructure for the purposes of the 2008 Act. Infrastructure is not limited to buildings. In the context of the police's infrastructure the kind of items which could be funded includes equipment such as vehicles and

bicycles, communications technology and surveillance infrastructure all of which have been accepted as appropriate items of infrastructure to be delivered via S106 Agreements as set out in the a number of appeal decisions, the details of which can be provided directly to the council.

The national planning policy position to support the request set out below exists in the NPPF (revised February 2019). The NPPF confirms that sustainable development means securing a safe environment through the delivery of social infrastructure needed by communities. In this respect, paragraph 20 specifically states polices should deliver development that makes sufficient provision for security infrastructure. Paragraphs 16, 26, 28, 32 and 38 collectively envisage this being delivered through joint working by all partners concerned with new developments.

This is expanded on in chapter 8 of the NPPF which sets out the need for development to deliver **“healthy and safe communities”** and states that planning policies and decisions should ensure; **“that crime and disorder, and the fear of crime, do not undermine the quality of life or community cohesion”**

Decision makers should promote public safety and security requirements by using the most up to date information available from the police; who are essential local workers providing an acknowledged “front line” service to the public, according to Annex 2 of the NPPF.

Regulation 122 is reflected in the NPPF and it is necessary to consider the three tests in both. It cannot be disputed that additional development will cause additional demands on policing. It has been outlined above why such a request is both reasonable and directly related to the development in question.

It is respectfully requested therefore that the Council support the submission by TVP.

For clarification this response is solely linked to the impact of the development upon TVP’s infrastructure requirements. You may receive a separate response from TVP’s Crime Prevention Design Advisor relating to detailed matters of the design and layout of the proposals.

As always I am more than happy to discuss the content of this submission with yourself and the applicant.

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