



North Warwickshire  
Borough Council



Lichfield  
district council  
[www.lichfielddc.gov.uk](http://www.lichfielddc.gov.uk)

## Memorandum of Understanding relating to the delivery of housing within Tamworth Borough Council's Local Plan

This memorandum of understanding establishes a framework for co-operation between Tamworth Borough Council, Lichfield District Council and North Warwickshire Borough Council with respect to the delivery of a proportion of Tamworth's future housing requirement. It is framed within the Localism Act 2011 and the duty to cooperate set out in Section 110. This sets out the way in which the Councils will consult one another and work together on matters which affect more than one local authority area.

### **PARTIES TO THE MEMORANDUM**

The Memorandum is agreed by the following Councils:

- Tamworth Borough Council
- Lichfield District Council
- North Warwickshire Borough Council

### **LIMITATIONS**

The Councils recognise that there will not always be full agreement with respect to all of the issues on which they have agreed to cooperate. For the avoidance of doubt, this Memorandum shall not fetter the discretion of any of the Councils in the determination of any planning application, or in the exercise of any of their statutory powers and duties, or in their response to consultations, and is not intended to be legally binding.

### **OBJECTIVES**

The Memorandum has the following broad objectives:

1. For both Lichfield District Council and North Warwickshire Borough Council to agree to deliver a proportion, identified as at least 500 new homes per authority (representing at least 1,000 in total), of Tamworth's future housing needs within their respective administrative boundaries.
2. To agree and approve the number of houses to be accommodated; their broad locations and the phasing mechanism for their delivery.
3. That in the case of Lichfield District Council, the broad location be restricted to land north of the Anker Valley allocation. A firm allocation within Lichfield District will be identified through the Lichfield District Local Plan: Allocations document.
4. That in the case of North Warwickshire Borough Council they will determine the location of the housing in their Site Allocations DPD;
5. To agree that delivery of the 500 new homes within North Warwickshire Borough will not commence until 75% of the 4,500 within Tamworth Borough Council is completed, or by 2022, whichever represents the later date.
6. To agree that delivery of new homes within Lichfield District to meet Tamworth Borough's needs will be informed by an Anker Valley masterplanning exercise that will inform the Tamworth Local Plan and the Lichfield District Local Plan: Allocations document.
7. To confirm the potential for joint authority mechanisms to deliver the housing growth, through joint Local Plan Documents; if considered appropriate and deliverable.

8. To agree the mechanisms for monitoring housing policy and residential land within Lichfield District Council and North Warwickshire Borough Council where policy indicates or land has been allocated to meet the housing needs of Tamworth Borough Council.

9. To agree the mechanisms for collecting and administrating monies arising as a consequence of allocating and approving the housing growth. That both Lichfield District Council and North Warwickshire Borough Council are the respective sole collecting authorities for the New Homes Bonus and Section 106/CIL monies resulting from delivering the homes within their administrative boundaries. This however does not prejudice any future negotiations between all three Councils, in relation to agreeing contributions to infrastructure that may be provided within Tamworth Borough Council's administrative boundary to support the housing development.

10. To ensure that all three Councils reflect the memorandum through agreed policy wording within their respective Local Plans, and any subsequent LDF Documents.

#### **LIAISON**

Member level representatives of the Local Authorities will meet yearly or more frequently when appropriate, in order to;

- Maintain and update the memorandum, as necessary.
- Monitor the preparation of LDF Documents across the three authorities and discuss strategic issues emerging from them
- Act as a working party to oversee the production of any joint authority LDF documents; should this approach be agreed and will maintain an 'Officer Working Group' to take forward an agreed programme.

#### **TIMESCALE**

The Memorandum of Understanding is intended to run up to 2029 to align with the timescale of the three authorities' respective Local Plans but will be reviewed in April 2015 to establish how effective it has been.



**Signed on behalf of Tamworth Borough Council**  
**Councillor Daniel Cook, Leader of Tamworth Borough Council**  
**Date:**



**Signed on behalf of Lichfield District Council**  
**Councillor Mike Wilcox, Leader of Lichfield District Council**  
**Date: 21<sup>st</sup> June 2013**



**Signed on behalf of North Warwickshire Borough Council**  
**Councillor Mike Stanley, Leader of North Warwickshire Borough Council**  
**Date: 21<sup>st</sup> June 2013**