

**Elaine Bonnon**

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**From:** Rose Freeman [REDACTED]  
**Sent:** 30 January 2013 16:07  
**To:** LDF  
**Subject:** CIL Preliminary Schedule

Our Ref.: RF/4746

**Community Infrastructure Levy**

Thank you for your email of 20 December consulting The Theatres Trust on the preliminary draft charging schedule for the Community Infrastructure Levy.

We note the cost of infrastructure in Table 2 which includes cultural facilities and the proposed rates in Table 3 of £0 for 'All other uses'. We suggest it would be helpful to include use classes rather than examples of types of shops for clarity and to avoid misinterpretation.

The document is not clear how it intends to deal with sui generis buildings including theatres. Theatre uses are generally unable to bear the cost of CIL for viability reasons. The Theatres Trust recommends either the setting of a nil rate, the application of charitable or discretionary reliefs, applying D1/D2 rates where differential rates are proposed, or recycling the charge to the theatre development where a single rate is proposed.

With regard to the above, we suggest that Table 3 is expanded to make it clear what facilities or use classes are included within the 'All other uses' rate, particularly as there is no mention of 'uses' in the planning sense.

We look forward to para.8.2 being expanded with regard to charitable status. Given that most theatres are charities we strongly recommend that note is made of the relief available to charitable institutions as defined in regulation 41 of the Community Infrastructure Regulations (2010). This will enable charitable landowner and developers of theatres to make an application for charitable relief according to regulation 47.

Lastly, for the convenience of accessing information, we suggest the answers to the Questions and Answers appendix be incorporated into the main body of the document with suitable headings and sub-headings.

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