

TOWN AND COUNTRY PLANNING ACT 1990, sect. 106A

Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

For the Council's use only

Application No.

Date received

APPLICATION FOR THE MODIFICATION OR DISCHARGE OF PLANNING OBLIGATIONS

1 Applicant (in block capitals)

Name: TAYLOR WIMPET UK LTD

Address: c/o AGENT

Post Code

Tel. No:

2 Agent (if any)

Name: DAVID RAMSAY

Address: JLL, 5-7 CUMBERLAND PLACE
SOUTHAMPTON

Post Code SO15 2BH

3 Address or exact location of the land to which this application relates:

NYTON NURSERY, NYTON ROAD, WESTERLGATE, ALDINGBOURNE
PO20340

Describe here and enclose a map identifying the land to which the obligation relates.

AS ATTACHED

4 Nature of applicant's interest in the land (eg owner, lessee, occupier):

OWNER

5 Please give sufficient information to enable the authority to identify the planning obligation which you wish to have modified or discharged:

SECTION 106 AGREEMENT DATED 20 NOVEMBER 2014
AND MADE BETWEEN (1) STUART ROLAND WINCELL, DAVID
DEADMAN, JAMES ROBERT ROBINSON, (2) LAND FUND LIMITED
(3) DENISE EARNEST CHARLES WOODCOCK AND STUART ROLAND
WINCELL, (4) ARUN DISTRICT COUNCIL AND (5) WEST SUSSEX
COUNTY COUNCIL.

6 Please state your reasons for applying for the modification or discharge of the planning obligation identified in paragraph 5 above:

IN RELATION TO THE REMOVAL OF THE STRATEGIC HIGHWAYS INFRASTRUCTURE CONTRIBUTION. THIS IS BEING REMOVED TO REFLECT THE FACT THAT THE INSPECTOR DID NOT DEEM IT NECESSARY.

IN RELATION TO THE REVISION TO THE AFFORDABLE HOUSING MIX (WHICH REMAINS AT 30%) - THIS IS REQUIRED TO ENSURE THAT THE MIX IS SUITABLE FOR AFFORDABLE HOUSING AND EXTRA CARE PROVIDERS & TO MAINTAIN THE VIABILITY OF THE SCHEME.

7 Please give the following information, which the authority considers necessary to enable it to determine the application, namely:

8 Please give any other information you consider relevant to the determination of this application (continue on a separate sheet if necessary)

THE REVISIONS TO THE AFFORDABLE HOUSING MIX HAS BEEN AGREED WITH ARUN DC'S HOUSING STRATEGY + ENABLING MANAGER.

I/We hereby apply for the modification or discharge of a planning obligation under section 160A of the Town and Country Planning Act 1990 in respect of an existing planning obligation described in this application and the documents and map which accompany it. I/We have completed the Certificate A, B or C, attached to this application, as appropriate.

Signed:

[on behalf of] JLL ON BEHALF OF TAYLOR WIMPEY
(insert name of applicant if signed by agent)

Date

8 / 1 / 2018

Certificate A

I certify that on the day 21 days before the date of the accompanying application the planning obligation to which the application relates was enforceable against nobody other than the applicant.

Signed

[on behalf of]

Date


JW ON BEHALF OF TAYLOR
WIMPEY
8/1/2018

Certificate B

I certify that [I have] [the applicant has] given notice to everyone else against whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable, as listed below.

Person on whom
notice was served

Address at which
notice was served

Date on which
notice was served

Signed

[on behalf of]

Date

Cross out any words in square brackets which do not apply

Certificate C

I certify that

[I] [the applicant] cannot issue a Certificate A or B in respect of the accompanying application;
[[I have] [the applicant has] given notice to the persons listed below, being persons against whom, on the day 21 days before the date of the application, the planning obligation to which the application relates was enforceable.

Person on whom
notice was served

Address at which
notice was served

Date on which
notice was served

[I have] [the applicant has] taken reasonable steps to ascertain the name and address of every person against whom, on the day 21 days before the date of the application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application but has been unable to do so. These steps were as follows (a)

Notice of the application, as attached to this certificate, has been published in the (b)

on (c)

Signed

[on behalf of]

Date

Cross out any words in square brackets which do not apply

(a) description of steps taken

(b) name of local newspaper in which the notice was published

(c) date of publication.

Town and Country Planning Act 1990, Section 106A

Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

Notice of an Application to Modify or Discharge a Planning Obligation

Under Section 106A of the Town and Country Planning Act 1990

(Notice to be given by the local planning authority)

Take notice that (a) TAYLOR WIMPEY

has applied to the (b) ARUN DISTRICT COUNCIL

to *modify/*discharge the planning obligation described below

Planning Obligation

Obligation (c):

STRATEGIC HIGHWAYS INFRASTRUCTURE CONTRIBUTION

AFFORDABLE HOUSING CONTRIBUTION (TENURE MIX)

Land to which obligation relates (d):

NYTON NURSERY, NYTON ROAD, WESTERGATE, ALDINGBOURNE PO20 3UG

Date on which obligation was entered into (e): 20 NOVEMBER 2014

Members of the public may inspect copies of the application and the relevant part of the instrument creating the obligation

at (f) ARUN DISTRICT COUNCIL

during all reasonable hours until (g) 30 JANUARY 2018

Anyone who wished to make representation about the application write to the authority at (h)

ARUN DISTRICT COUNCIL, ARUN CIVIC CENTRE, MALTRAVERS ROAD, LITTLEHAMPTON
by (g) 30 JANUARY 2018 BN17 5LF

Signed

on behalf of*

Date



JILL ON BEHALF OF TAYLOR WIMPEY

8.1.2018

Notes

*Delete where inappropriate

(a) name of applicant

(b) name of local planning authority

(c) brief description of the planning obligation which the applicant wishes to have modified or discharged

(d) address or location of the land

(e) relevant date

(f) address at which the documents may be inspected

(g) date giving period of 21 days beginning with the date on which the notice is posted, published or served, as the case may be.

(h) address of local planning authority.

Data Protection

The information contained in this form will be used by Arun District Council for the purposes indicated and will be further used or transferred to other organisations or individuals, only as the law permits.