



SECTION 106A TOWN AND COUNTRY PLANNING ACT 1990

Application for Modification or Discharge of Planning Obligation

1a. Applicant:		1b. Agent:	
Name	NICOLA & JONATHAN PARRY	Name	
Address	PRICKY COTTAGE THE STREET BOXGROVE CHICHESTER	Address	
Post Code	PO18 0EE	Post Code	
Tel No		Tel No	
Email		Email	

2. Address or location of the land to which this application relates:
LAND AT WEST MEADS, BOGNOR REGIS, WEST SUSSEX PO21 5RA 6 ST. GEORGES GARDENS,
The application must be accompanied by a location plan with the site edged red

3. Please state the nature of the applicant's interest in the land (i.e. landowner, leaseholder, prospective purchaser):
LANDOWNER

4. Type of Application	
Application to discharge obligation	YES/NO
Application to modify obligation	YES/NO

5. Planning Agreement	
Date Planning Agreement was entered into	23/05/2011 and 05/06/2014
Reference of relevant Planning Permission	AW/259/10
Obligation to be discharged/amended	TO AMEND THE UNILATERAL UNDERTAKING DATED 23/05/2011 TO EXCLUDE INDIVIDUAL OWNERS OF COMPLETELY UNLITIGIOUS FROM LIABILITY.

6. Brief outline of reasons for applying to discharge/amend the obligation:

1. The site was developed by a developer who could have been made to make the payments and the obligation.
2. The developer would have taken the costs of the obligation into account when selling the individual dwellings.
3. To enforce the obligation against the owners of the individual dwellings and ensure that they are paid.
4. Enforcement against individual dwellings would be in the circumstances to be unreasonable.

7. Please state any other information considered relevant to this application

1. Council on 04/03/2019 determined in its discretion that enforcement would not be undertaken against the owners of individual dwellings and therefore the threat of enforcement should be removed.
2. Council by (may 2019) put a cease order on housing authorities for 7-10 dwellings.

8. Are you, or the person you are acting for, related to any member of staff or Elected member of the Council? If yes please specify details:

NO

We hereby apply for the approval of the planning obligation.

Signed:



On behalf of (insert applicants name if signed by agent)

Date:

17/4/19

Certificates – This application must be accompanied by a completed ownership certificate A or B (whichever is appropriate) and if Certificate B applies a Notice* must also be served on the Owner(s)

*Separate Notice attached to the end of this form

Data Protection

The information collected from this form will be used by Arun District Council only for purposes as indicated on our Privacy Notice <https://www.arun.gov.uk/planning-privacy-statements>

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:

(If appropriate) On behalf of:

Date:

CERTIFICATE B

I certify that 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 related was enforceable as listed below:

Person on whom notice served	Address it was served	Dated it was served
A WATLING AND S JACKSON - Administrators of Mildred Homes Ltd	OFFICE 2 REDESKIN HOUSE TOWN QUAY SOUTHAMPTON SO14 2AR.	17/4/19.

Signed:

(If appropriate) On behalf of:

Date: 17/4/19

Cont...