

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: MRS SALLY ANNE KIRSAN

Address: c/o CMS Cameron McKenna Nabarro Olswang LLP, Cannon Place, 78 Cannon Street,
London, United Kingdom

Post Code EC4N 6AF

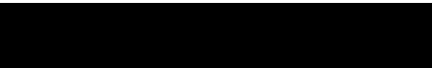
Tel. No:

2 Agent (if any)

Name: Alice Cook

Address: CMS Cameron McKenna Nabarro Olswang LLP, 78 Cannon Street,
London, United Kingdom

Post Code EC4N 6AF

Tel. No: 

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

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

Land between New Place Bungalow and Arundel Road,
Angmering
BN16 4ET
Plan 1536/PLO1 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 :

Removal of the affordable housing provisions from the section 106 agreement dated 21.12.2016 between (1) Sally Anne Kirsan, Leone Patricia Palmer, Emma Leone Liackman Palmer and Nicholas John Liackman Palmer and (2) Arun District Council.

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

It has been agreed that the obligation to provide affordable housing can be removed in light of the fact that it was offered voluntarily and the development falls below the threshold for providing affordable housing. The modification is required to document this.

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

N/A

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

N/A

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] Mrs Sally Anne Kirsan
(insert name of applicant if signed by agent)

Date 13.10.2017

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

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

Leone Patricia Palmer

2 Church Cottage, The Street,
Compton, Guildford GU3 1EG

13.10.17

Emma Leone Liackman
Palmer

2 Church Cottage, The Street,
Compton, Guildford GU3 1EG

13.10.17

Nicholas John Liackman
Palmer

2 Church Cottage, The Street,
Compton, Guildford GU3 1EG

13.10.17

Signed

[on behalf of] Mrs Sally Anne Kirsan

Date

13.10.2017

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*

N/A

☐ [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)

has applied to the (b)

to *modify/*discharge the planning obligation described below

Planning Obligation
Obligation (c):

Land to which obligation relates (d):

Date on which obligation was entered into (e):

Members of the public may inspect copies of the application and the relevant part of the instrument creating the obligation at (f)

during all reasonable hours until (g)

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

by (g)

Signed

on behalf of*

Date

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.

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