

## Nicola Spencer

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**From:** Hannah Kersley  
**Sent:** 22 October 2025 14:15  
**To:** Nicola Spencer  
**Subject:** FW: BE/60/25/DOV - Nursery Fields, West Bersted. Change of details and updated draft.  
**Attachments:** Application Form NF affordables[84].pdf; Nursery Fields - Second s106A DOV - 2025.10.10(163492760.1).docx  
  
**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi Nicola,

Thank you!

Please could we have a new DOV application set up for Nursery Fields, Land to the North of Chalcraft Lane, Bersted. The new description will be:

Application to amend Schedule 1, Clauses 1.1.2 (Access Road Phase 1) and 2.1.2 (access Road Phase 2), 4.1.4 (PROW Phase 1 Scheme of Works) and 5.1.4 (PROW Phase 2 Scheme of Works) and Schedule 2 definitions ("affordable rented units", "chargee" and "registered provider") and Clause 6.1.4 (disposal by chargee) in the Section 106 dated 07.09.21 (as amended) in relation to planning permission BE/148/20/OUT.

The applicant is:

Ms R Ballam  
Barratt David Wilson Homes  
Tolbar House Tolbar Way  
Hedge End  
SO30 2UH  
[REDACTED]

Agent is:

David Buczynskyj  
Luken Beck  
59 Tower Street, Winchester, SO23 8TA  
[REDACTED]

Many thanks again!

**Hannah Kersley** (she/her)  
**Principal Planning Officer**, Strategic Development

**T:** 01903 737856

**E:** [hannah.kersley@arun.gov.uk](mailto:hannah.kersley@arun.gov.uk)

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**From:** David Buczynskyj [REDACTED] com>

**Sent:** 22 October 2025 11:54

**To:** Hannah Kersley <Hannah.Kersley@arun.gov.uk>

**Cc:** Ballam, Rachel [REDACTED]

[REDACTED]sted. Change of details and updated draft.

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Dear Hannah,

Thank you for your email below. I have been instructed to submit a revised application form incorporating all the changes within the last draft DoV to be submitted. For completeness the proposed DoV is attached again.

I can also advise the Solicitor dealing with this matter for BDW Southampton is:

Christian Silk  
Partner  
Osborne Clarke LLP  
[REDACTED]

Before withdrawing the current application I would be grateful if you could call me on the number below to discuss timings of dealing with the revised DoV.

Kind regards,

--

Dave Buczynskyj BA(Hons), MSc (Hons)  
**Associate**

[REDACTED]  
[59 Tower Street, Winchester, SO23 8TA](#)



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**From:** Hannah Kersley <[Hannah.Kersley@arun.gov.uk](mailto:Hannah.Kersley@arun.gov.uk)>

**Date:** Tuesday, 21 October 2025 at 15:25

**To:** David Buczynskyj <[REDACTED]>

**Cc:** Ballam, Rachel <[REDACTED]> Christian Silk

<[REDACTED]>, David Easton <[David.Easton@arun.gov.uk](mailto:David.Easton@arun.gov.uk)>, Sofina Ahmed <[Sofina.Ahmed@arun.gov.uk](mailto:Sofina.Ahmed@arun.gov.uk)>

**Subject:** RE: BE/60/25/DOV - Nursery Fields, West Bersted. Change of details and updated draft.

Dear Dave,

Thank you for your email and for providing an update on this matter. I understand my colleague Sofina has been in contact with Christian to instruct the undertaking.

On review of the current application (BE/60/25/DOV), and the subsequent changes that have been requested in respect of the new definitions and change of agent / solicitor, we would recommend that it be of benefit if the current application is withdrawn, and a new DOV application be made. The current DOV went out of time on 15<sup>th</sup> July, and has been subject to a number of changes in its lifetime. We will require a new description and application form regardless to reflect the changes now being proposed, and so it would be more straightforward if the application was started afresh. This would have no impact on timescales for determining the deed of variation nor incur any further application fee cost; rather would just make it much clearer our end to ensure the application has captured all the changes being made to the S106, and that we have the most up to date documents / information on file.

Please could you let me know whether you'd be happy for us to withdraw the application and set up a new one? I have attached the application form for ease.

Kind regards  
Hannah

**Hannah Kersley** (she/her)  
**Principal Planning Officer**, Strategic Development

**T:** 01903 737856

**E:** [hannah.kersley@arun.gov.uk](mailto:hannah.kersley@arun.gov.uk)

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## Our priorities...



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**From:** David Buczynskyj <[REDACTED]>  
**Sent:** 15 October 2025 16:54  
**To:** Hannah Kersley <[Hannah.Kersley@arun.gov.uk](mailto:Hannah.Kersley@arun.gov.uk)>  
**Cc:** Ballam, Rachel <[REDACTED]> Christian Silk <[REDACTED]>  
**Subject:** BE/60/25/DOV - Nursery Fields, West Bersted. Change of details and updated draft.

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Dear Hannah,

Luken Beck has been appointed as planning consultant by BDW Southampton to oversee the current DoV at Nursery Fields, West Bersted which was submitted 10th June 2025 under reference BE/60/25/DOV.

I understand negotiations on the variation are ongoing and comments have been provided on the draft(s). I have attached the updated draft of the document. You will note the document now includes the following minor changes in relation to affordable housing:

- Schedule 2 - a new definition of "Affordable Rented Units"
- In Schedule 2 the definition of "Chargee"
- In Schedule 2 a new definition of "Registered Provider"
- Paragraph 6.1.4 of Schedule 2 - change to wording.
- 

These proposed changes above have been accepted elsewhere within the Authority and consider these can be incorporated into this DoV to enable the much-needed affordable housing to be delivered.

I can also advise the Solicitor dealing with this matter for BDW Southampton has changed to:

Christian Silk  
Partner  
Osborne Clarke LLP  
[REDACTED]

I would be grateful if you could update your records.

Should you have any queries, please don't hesitate to contact me on the details below.

Kind regards,

--

Dave Buczynskyj BA(Hons), MSc (Hons)  
Associate

59 Tower Street, Winchester, SO23 8TA  
[www.lukenbeck.com](http://www.lukenbeck.com)

LUKEN  BECK

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