

Hi David,

I confirm no issues.

Arjan

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From: David Easton <David.Easton@arun.gov.uk>

Sent: 06 December 2021 09:58

To: Arjan De Jong <Arjan.DeJong@arun.gov.uk>

Subject: BE/150/21/PO

Hi Arjan,

Are you able to take a quick look at the above application for variation of the S106? The amendments pertain to AH so it would be good if you could confirm you have no issues?

It all seems fairly straight forward but just hoped you could take a quick look and confirm. I have snipped the summary of amendments from the application form for ease of reference.

Many thanks,
David

1. Update the enforceability clause (clause 3.3) to include an RP and their mortgagee in terms of the non-affordable housing obligations. The RP will be acquiring the affordable housing units and therefore there is no reason for them to be bound by the non-affordable housing provisions.
2. The mortgagee in possession clause (Schedule 2 Part 1 para 7) needs to be amended so that it is line with current lender requirements for charging a MVST. This is required so that it enables an RP to borrow against the property at market value.
3. Amend the exclusions clause (Schedule 2 Part 1 para 6.3) to include people who have exercised the right to buy or preserved right to buy.

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