

Metis Homes
The Old Barn
Vicarage Farm Business Park
Winchester Road
Fair Oak
SO507HD

Date: 9th October 2026

Please ask for: Amber Willard
Tel: 01903 737942

Your Ref:

Our Ref: BN/11/26/DOV

Dear Sir/Madam,

Section 106A of the Town and Country Planning Act 1990
Request to modify or discharge a planning obligation on a Section 106 Agreement less than 5 years old.

Request to enter a Deed of Variation to modify a Planning Obligation dated 20.12.2024 relating to planning application BN/38/24/PL to modify Clause 1.2 under Schedule 2 Part 1 from rented affordable housing to shared ownership/shared equity.

Land to the rear of Croft Surgery Barnham Road Eastergate PO20 3RP

The application has been made to enter a Deed of Variation to the Section 106 dated 24 December 2024 secured under planning permission BN/38/24/PL to modify clause 4.1 relating to the affordable rented dwellings.

The change to the deed is sought to alter the rented affordable housing to shared ownership/shared equity. It has become apparent that delivery of affordable rented is not deliverable due to a lack of registered provider interest. An affordable housing provider has agreed to terms in principle of the revised tenure which will continue to meet delivery of affordable housing.

The amendments have been subject to consultation with the ADC Housing Development and Enabling Officer. Additional evidence was requested showing the contact/response that took place with registered providers. This was submitted and it was confirmed that ADC would not purchase the units.

The planning obligation subject of this request can only be modified or discharged by agreement between the authority and the person against whom the obligation is enforceable

and shall not be entered into except by an instrument executed as a deed.

The modification as proposed is acceptable and a deed of variation agreement was completed on 15th September 2026.

If you have any queries please do not hesitate to contact the above case officer.

Yours faithfully

A handwritten signature in black ink, appearing to be 'NC' followed by a flourish and a period.

Neil Crowther
Group Head of Planning