

From: Michael Eastham <Michael.Eastham@arun.gov.uk>

Sent: 12 May 2021 12:27

To: Planning.Responses <Planning.Responses@arun.gov.uk>

Subject: FW: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham - BN/38/21/PL

Please upload onto Ocella the email trail below from **ADC Legal Services** confirming that a Deed of Variation is not required for planning application **BN/38/21/PL**.

Thanks,

Michael

Michael Eastham
Principal Planning Officer,
Planning Department

T: 01903 737772

E: michael.eastham@arun.gov.uk

Arun District Council, Civic Centre, Maltravers Rd, Littlehampton, West Sussex, BN17 5LF
www.arun.gov.uk

Sign up to our newsletter [here](#)



From: Leslie Roberts <Leslie.Roberts@arun.gov.uk>

Sent: 12 May 2021 11:38

To: Michael Eastham <Michael.Eastham@arun.gov.uk>

Cc: Caroline Perry <Caroline.Perry@arun.gov.uk>

Subject: RE: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham

Dear Michael

Yes I would agree with your wording. I take it that these instructions no longer need to be taken further.

Kind regards

Leslie Roberts Locum Planning Solicitor (working part time)

From: Michael Eastham <Michael.Eastham@arun.gov.uk>

Sent: 12 May 2021 10:22

To: Leslie Roberts <Leslie.Roberts@arun.gov.uk>

Cc: Caroline Perry <Caroline.Perry@arun.gov.uk>

Subject: RE: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham

Dear Leslie,

I think you have answered my question.

Would you agree with the following wording going into my delegated report:

"A Deed of Variation to the Section 106 Agreement is not required. The application is for the retention of the feature wall that has been built at the entrance to the development site. If permission is granted it would not allow any development to be built without paying any s106 contributions or obligations".

Kind regards

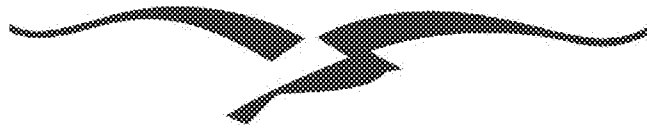
Michael

Michael Eastham
Principal Planning Officer,
Planning Department

T: 01903 737772

E: michael.eastham@arun.gov.uk

Arun District Council, Civic Centre, Maltravers Rd, Littlehampton, West Sussex, BN17 5LF
www.arun.gov.uk



Sign up to our newsletter [here](#)



From: Leslie Roberts <Leslie.Roberts@arun.gov.uk>

Sent: 12 May 2021 09:27

To: Michael Eastham <Michael.Eastham@arun.gov.uk>

Cc: Caroline Perry <Caroline.Perry@arun.gov.uk>

Subject: FW: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham

Dear Michael

To be able to act on these instructions I will need the following:

A copy of the s106 agreement that is to be varied.

Details of the owners agent or solicitors so that I can contact them and seek an undertaking to pay the Council's legal costs.

This information will always be required without it I am unable to progress matters. Having looked at the details of the planning application I do not understand why this DoV is required. The application appears to be to retain the wall built at the entrance to a development site. If permission is granted it will not as far as I can see allow any development to be built without paying any s106 contributions or obligations. Can you please explain what it is you want to achieve by the DoV.

Kind regards

Leslie Roberts Locum Planning Solicitor (working part time)

From: Louise Greene <Louise.Greene@arun.gov.uk> **On Behalf Of** Legal Services
Sent: 11 May 2021 15:38
To: Leslie Roberts <Leslie.Roberts@arun.gov.uk>
Subject: FW: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham

Hi Les, are you able to pick this one up please?

Looks like there has been a previous DOV in relation to this site – see 8196, and other files have come up on a search of Angels Nursery, so may be worth a quick look through those files to see if anything relevant.

Thank you

Louise Greene
Legal Services Manager
Solicitor & Deputy Monitoring Officer
Legal Services

T: 01903 737830
E: louise.greene@arun.gov.uk
Available: Monday, Tuesday, Thursday and Friday

Arun District Council, Civic Centre, Maltravers Rd, Littlehampton, West Sussex, BN17 5LF
www.arun.gov.uk



Sign up to our newsletter [here](#)



From: Michael Eastham <Michael.Eastham@arun.gov.uk>
Sent: 11 May 2021 15:30
To: Legal Services <legal.services@arun.gov.uk>
Cc: Sue Dudley <Sue.Dudley@arun.gov.uk>
Subject: Instructions to Legal - re. a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham

Hi Sue,

Please find attached an Instruction to Legal Services regarding a Deed of Variation to the S106 Agreement for Land at Angels Nursery, Yapton Road, Barnham.

The deadline for the work is **Friday 11th June 2021**.

Kind regards,

Michael

Michael Eastham
Principal Planning Officer,
Planning Department

T: 01903 737772
E: michael.eastham@arun.gov.uk

Arun District Council, Civic Centre, Maltravers Rd, Littlehampton, West Sussex, BN17 5LF
www.arun.gov.uk



Sign up to our newsletter [here](#)

