

Karen Parsons

From: David Innes
Sent: 29 March 2017 11:53
To: Karen Parsons
Subject: FW: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

EoT agreed to 14 April. S106 still being discussed.

David

David Innes | Planning Consultant , Strategic Development, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF DX 57406 Littlehampton
Internal: 37776 | External: +44 (0) 1903 737776 | E-mail: David.Innes@arun.gov.uk

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From: Catharine Ireland [<mailto:Catharine.Ireland@westsussex.gov.uk>]
Sent: 27 March 2017 16:07
To: David Innes; Laura Floodgate; Delwyn Jones
Cc: Malcolm Mayo
Subject: RE: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

David,

Thanks you for confirming the extension of time until 14th April.

Kind regards,

Catharine

Catharine Ireland | [West Sussex County Council](#) | 2nd Floor, Northleigh, Tower Street, Chichester, West Sussex, PO19 1QT
Internal: 23025 | External: +443302223025 | Mobile: 07909571046 | E-mail: catharine.ireland@westsussex.gov.uk

From: David Innes [<mailto:David.Innes@arun.gov.uk>]
Sent: 27 March 2017 16:01
To: Laura Floodgate; Delwyn Jones
Cc: Catharine Ireland
Subject: RE: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

Hi Laura,

Understood. I was giving an example to Delwyn that if the UU was not in an acceptable form.....and confirming that we would seek to work with the applicant.

Therefore can you agree to an extension of time through to 14 April to allow time to conclude matters.

Thanks

David

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From: Laura Floodgate [<mailto:Laura.Floodgate@westsussex.gov.uk>]

Sent: 27 March 2017 15:55

To: Delwyn Jones

Cc: David Innes; Catharine Ireland

Subject: RE: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

Delwyn

Just to be clear, WSCC have not refused the play space contribution, simply queried the indexation. I have sought instructions on the response provided on that and have received instructions to agree it. That said, we have now received further amendments to the draft sent through by you from those amendments sent by Andrew Wilson and these need time to review and provide a response. I have already highlighted that I expect the restriction on occupation of any OMUs in clauses 2.4 and 2.5 of the Schedule 4 are likely to cause difficulty although I do not yet have formal instructions.

I await hearing regarding the need for a further extension as I simply do not think practically this can be achieved by 29 March.

Thank you and regards,

Laura Floodgate | Solicitor | West Sussex County Council

Please note that I work part time and my working days are Monday to Wednesday 8am to 4pm.

Telephone: 0330 222 4720 | Internal: 24720

Email: Laura.Floodgate@westsussex.gov.uk

Address: Room 202, County Hall, West Street, Chichester, West Sussex, PO19 1RQ. DX: 157410 Chichester 8



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Surrey County Council and West Sussex County Council working in partnership*

From: Delwyn Jones [<mailto:Delwyn.Jones@arun.gov.uk>]

Sent: 27 March 2017 15:50

To: Laura Floodgate

Cc: David Innes; Catharine Ireland

Subject: RE: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

Laura

Thanks for your email dated 27 March

David advises me ,;-

*If they don't sign it would be refused if the applicant refused for example the play space contribution.
We are happy to request an extension if it is just some wording changes. I would always seek to be pragmatic about it.*

I will forward your email to the planning officer and let him consider and extension and David can advise you of this direct

Delwyn

Delwyn Jones | Planning Solicitor and Deputy Monitoring Officer , Legal Services, Arun District Council | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF DX 57406 Littlehampton
Internal: 37737 | External: +44 (0) 1903 737737 | E-mail: Delwyn.Jones@arun.gov.uk
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From: Laura Floodgate [<mailto:Laura.Floodgate@westsussex.gov.uk>]
Sent: 27 March 2017 11:50
To: Delwyn Jones
Cc: David Innes; Catharine Ireland
Subject: RE: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

Delwyn

Thank you for your email. I have forwarded the amended draft to my client for further instructions. I expect there will be an issue with the restriction on occupation of any OMU's in clause 2.4 and 2.5 of the Third Schedule.

With this in mind and the fact that I need to be able to sit down with my client to discuss the further changes, it is not looking possible that the S.106 will be completed by Wednesday. Therefore, I think we need to agree a meaningful extension to enable the S.106 to be completed properly.

I await hearing from you or David. Please note I am not in the office on Wednesday.

Regards,

Laura Floodgate | Solicitor | West Sussex County Council

Please note that I work part time and my working days are Monday to Wednesday 8am to 4pm.

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From: Delwyn Jones [mailto:Delwyn.Jones@arun.gov.uk]
Sent: 27 March 2017 09:34
To: Laura Floodgate
Cc: David Innes
Subject: WSCC - Land known as Angels Nursery South West of Yapton Road Barnham PO22 0AY Unilateral Undertaking BN/43/16/PL

Laura

I refer to my email dated 23 March attached below my signature and approved UU also enclosed

Do you think we can finish this by the target date of Wednesday 29 March ?
If not, I am asking the planning officer what the options are .

Delwyn

Delwyn Jones | Planning Solicitor and Deputy Monitoring Officer , Legal Services, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF DX 57406 Littlehampton
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Laura

I have received from ADC clients , comments on the s106 draft deed – as to public open space on site and maintenance contribution [already shared with you via David Innes] , affordable housing on site , Community Facilities

I hope my reasonably swift reply , enables completion before the 29 March deadline. Do you wish to run off and show me a FINAL DRAFT [for emphasis and clarity not shouting] so we can agree and complete ?

Delwyn

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