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BR/248/13/PO

TOWN AND COUNTRY PLANNING ACT 1990, sect. 106A

Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

For the Council's use only

Application No.....

Date received

APPLICATION FOR THE MODIFICATION OR DISCHARGE OF PLANNING OBLIGATIONS

1 Applicant (in block capitals)

Name: COUNTERPOINT PROPERTIES LTD

Address: 34 THE DRIVE

BOGNOR REGIS

W. SUSSEX

Post Code PO 21 4 DU

2 Agent (if any)

Name:

Address:

Post Code

Tel. No:

3 Address or exact location of the land to which this application relates:

55 & 57 VICTORIA DRIVE AND LAND TO THE REAR

Describe here and enclose a map identifying the land to which the obligation relates.

PRIVATE HOUSES & ASSOCIATED LAND AS OUTLINED IN RED
ON THE ATTACHED 1/1250 PLAN

4 Nature of applicant's interest in the land (eg owner, lessee, occupier):

OWNER + OCCUPIER

5 Please give sufficient information to enable the authority to identify the planning obligation which you wish to have modified or discharged:

REF. DECISION NOTICE BR/389/07 AND INFORMATIVE "OBLIGATION"
THAT A SECTION 106 AGREEMENT REF BR/217/07 SHOULD APPLY
THIS "OBLIGATION" SHOULD BE DISCHARGED

6 Please state your reasons for applying for the modification or discharge of the planning obligation identified in paragraph 5 above:

THE "OBLIGATION" IS TO BE REPLACED WITH A SECTION 106 AGREEMENT THAT SPECIFICALLY IS ATTACHED AND REFERS TO BR/389/07

7 Please give the following information, which the authority considers necessary to enable it to determine the application, namely:

A REVISED SECTION 106 AGREEMENT HAVING THAT SPECIFICALLY REFERS TO BR/389/07 HAS BEEN AGREED BY THE APPLICANT AND ARUN LOCAL DEPARTMENT

8 Please give any other information you consider relevant to the determination of this application
(continue on a separate sheet if necessary)

I/We hereby apply for the modification or discharge of a planning obligation under section 160A of the Town and Country Planning Act 1990 in respect of an existing planning obligation described in this application and the documents and map which accompany it. I/We have completed the Certificate A, B or C, attached to this application, as appropriate.

Signed: 

[on behalf of] COUNTERTOP PROPERTIES LTD
(insert name of applicant if signed by agent)

Date 1/10/2013

Certificate A

I certify that on the day 21 days before the date of the accompanying application the planning obligation to which the application relates was enforceable against nobody other than the applicant.

Signed

[on behalf of]

Date

Certificate B

I certify that ~~I have~~ [the applicant has] given notice to everyone else against whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable, as listed below.

Person on whom
notice was served

Address at which
notice was served

Date on which
notice was served

MATANDA PROPERTIES LTD

90 34 THE DRIVE
BOGNOR REGIS
SUSSEX
PO21 4DU

1/9/2013

LANSING SECURITIES LTD

90 34 THE DRIVE
BOGNOR REGIS
SUSSEX
PO21 4DU

1/9/2013

Signed

[on behalf of]

Date

COUNTERTOP PROPERTIES LTD

1/10/2013

Cross out any words in square brackets which do not apply

Certificate C

I certify that

[I] [the applicant] cannot issue a Certificate A or B in respect of the accompanying application;

[[I have] [the applicant has] given notice to the persons listed below, being persons against whom, on the day 21 days before the date of the application, the planning obligation to which the application relates was enforceable.

Person on whom
notice was served

Address at which
notice was served

Date on which
notice was served

[I have] [the applicant has] taken reasonable steps to ascertain the name and address of every person against whom, on the day 21 days before the date of the application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application but has been unable to do so. These steps were as follows (a)

Notice of the application, as attached to this certificate, has been published in the (b)

on(c)

Signed

[on behalf of]

Date

Cross out any words in square brackets which do not apply

(a) description of steps taken

(b) name of local newspaper in which the notice was published

(c) date of publication.