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**From:** Simon Davis  
**Sent:** 21 August 2025 16:25  
**To:** Isobel Woollard [REDACTED]  
**Cc:** Max Whitehand <Max.Whitehand@arun.gov.uk>; Gary Morris [REDACTED]  
**Subject:** Application Number BR/97/25/PL at The Arcade

Dear Isobel,

Earlier this week, Gary asked me for advice on how the process of agreeing the legal agreement for the transfer of the Pagham Harbour contribution would work given this is an ADC application. I have spoken to one of our solicitors today and she referred me to a previous case BR/240/22/PL for 4 Council houses which required a Pagham Agreement. In that case, both parts of ADC were represented by someone in our legal department, and they then adopted a 'Chinese Wall' system with locked files on each side. Therefore, this would be the approach to be taken in this case too. Max would be required to instruct a solicitor (probably one of our property-based solicitors) and then Planning (me) would instruct our own planning lawyer.

However, as I explained to Gary, we are not yet ready to instruct on the legal agreement as we are awaiting the results of the viability review to confirm that the applicant cannot afford to pay any of the other s106 requirements. I am hopeful this will be received by early next week.

Kind Regards

Simon

**Simon Davis MRTPI**  
**Principal Planning Officer**, Directorate of Growth  
T: 01903 737874  
E: [simon.davis@arun.gov.uk](mailto:simon.davis@arun.gov.uk)  
Arun District Council, Civic Centre, Maltravers Rd  
Littlehampton, West Sussex, BN17 5LF  
[www.arun.gov.uk](http://www.arun.gov.uk)

To register to receive notification of planning applications in your area please go to <https://www1.arun.gov.uk/planning-application-finder>



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