Planning Application Reference:	**FG/33/10/**
Document Type:	**Section 106 Agreement**
Date of Agreement:	**1st November 2010**

NB: Above text in bold to be included in free text field.

Check thoroughly for **telephone numbers/email addresses & signatures** and block.
Check **maps** for signatures and block.

Please return original to s106 Monitoring Officer

THIS DEED is made the 1st day of November Two thousand and ten

BETWEEN MICHAEL ANDREW ROY WIGGINS and **MARGARET SANDRA WIGGINS** both of Country Fayre Littlehampton Road Ferring West Sussex BN12 6PN ("the Owners") and **ARUN DISTRICT COUNCIL** of Arun Civic Centre Maltravers Road Littlehampton West Sussex BN17 5LF ("the Council")

WHEREAS

(1) The Council is the Local Planning Authority for the purposes of this Deed for the area within which the Property described in the First Schedule ("the Property") is situated and by whom the obligations contained in this Deed are enforceable.

(2) The Owners are the persons interested in the Property as the freehold owners in possession free from incumbrances.

(3) By two Deeds of Agreement made the 16th day of August 2004 and the 2nd day of June 2009 and a Deed of Clarification made the 18th March 2008 and made pursuant to sections 106 and 106A of the Town and Country Planning Act 1990 as amended ("the Act") the Owners entered into certain planning obligations for the purposes of those sections.

(4) The deeds set out in clause (3) above are hereinafter collectively called "the Agreements".

(5) The Owners have submitted to the Council an application ("the Application") for planning permission under reference FG/33/10 for amendment to car park layout with ancillary changes to support an unrestricted A1 retail use ("the Development") and the Council granted planning permission subject to conditions and pursuant to the Application by a decision issued on the 3rd September 2010.

NOW THIS DEED is made in pursuance of Sections 106A and 106B of the Act and Sections 111 and 135 of the Local Government Act 1972 and all other powers enabling and **WITNESSES** as follows:

1. The Agreements are hereby discharged and the Council releases the Owners and the Property from the Agreements and shall procure that a note of such release is entered on the Local Land Charges Register.

2. It is declared as follows:-

   2.1 This Deed is a Local Land Charge and shall be registered as such

   2.2 The Agreements shall be removed from the Local Land Charges Register

   2.3 The terms "the Council"' and "the Owners" shall include their successors in title and assigns

IN WITNESS WHEREOF this deed has been duly executed as a deed by the parties hereto the day and year first above written

FIRST SCHEDULE

All that freehold property known as Country Fayre Littlehampton Road Ferring West Sussex BN12 6PN

SIGNED AS A DEED by
MICHAEL ANDREW ROY WIGGINS
in the presence of [redacted]

[redacted]
ACCOUNTANT

27 HAWTHORN RD
WORTHING BN14 9LT

[redacted]

SIGNED AS A DEED by
MARGARET SANDRA WIGGINS
in the presence of [redacted]

[redacted]
ACCOUNTANT

27 HAWTHORN RD
WORTHING BN14 9LT

ARUN DISTRICT COUNCIL FG/33/10/

THE COMMON SEAL OF
ARUN DISTRICT
was affixed to this d
presence of:

[redacted]

2010