Section 106A of the Town and Country Planning Act 1990

Application to Modify or Discharge a Planning Obligation

DECISION NOTICE

Application Ref: WA/23/23/PO

1 **To Addressee**

Henry Adams LLP
Rowan House
Baffins Lane
Chichester
PO19 1UA

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2 **Site Address**

Land East of Fontwell Avenue
Fontwell
BN18 0SB

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3 **Description of Development**

Application under S106A for the modification of the Section 106 dated 2nd December 2016 linked to WA/22/15/OUT for various modifications in respect of the Bus Service, Discount Housing Units, Healthcare and MUGA obligations (in accordance with the current Section 73 application WA/56/22/PL).

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4 In pursuance of their powers under this Act and related Regulations the Council **APPROVE** this application. The planning obligation continues to serve a useful purpose, but would serve that purpose equally well if it had effect subject to the modification specified in the application, therefore it shall continue to have effect subject to those modifications.

Neil Crowther
Group Head of Planning

Case Officer: Mr D Easton Arun District Council

Decision Issued: **29th October 2024**

The Arun Civic Centre
Maltravers Road
Littlehampton
West Sussex BN17 5LF

IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT

APPEALS TO THE SECRETARY OF STATE

If you are aggrieved by the decision of your local planning authority to refuse to modify or discharge the planning obligation and the obligation is contained in a legal agreement that is dated more than 5 years from the date of this application you can appeal to the Secretary of State under section 106B of the Town and Country Planning Act 1990. If you wish to appeal you must do so within 6 months of the date of this notice.

Appeals must be using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at http://acp.planninginspectorate.gov.uk

If the obligation is contained in a legal agreement dated less than 5 years from the date of this application, there is no right of appeal.

Please note that this decision notice only relates to matters under the Planning Act and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the public highway (including the placing of skips on highway land).