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: LOOSEGATE DEVELOPMENTS LTD
Address: SEAS END ROAD
MOULTON SEAS END
SPALDING
Post Code PE12 6JX
Tel. No: 01406 373438

2 Agent *(if any)*

Name: ANDREW M WRIGHT LTD
Address: 26 JOYS BANK
MOLBEACH ST. JOHNS
SPALDING
Post Code PE12 8SD
Tel. No: 01406 540573

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

LAND OFF WIGNALS GATE, MOLBEACH

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

LOCATION PLAN PD01(P2)

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

OWNER

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

OMIT 8 NO. TWO BEDROOM DWELLINGS FROM THE SECTION 106.

SECTION 106 - REFER TO PLANNING PERMISSION H09-0326-17

SECTION 106 DEED OF VARIATION - REFER TO PLANNING PERMISSION H09-1178-19

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

FINANCIALLY UNVIABLE

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

REFER TO THE FOLLOWING :-

MAYEY GROUNDS ADDENDUM TO VIABILITY REPORT, PLUS AMENDED ACCOMMODATION SCHEDULE.

HCA DAT SPREADSHEET RELATING TO AMENDED SCHEDULE.

POLLY HARRIS GORE EMAIL OF 12.11.21 TOGETHER WITH VIABILITY APPRAISAL & LETTER FROM CP VIABILITY.

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

THE 8 NO. TWO BEDROOM DWELLINGS REFERRED TO ARE PLOTS 32-39 INCLUSIVE

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: ANDREW M WRIGHT LTD.

[on behalf of] LOOSEGATE DEVELOPMENTS LTD
(insert name of applicant if signed by agent)

Date 15.02.22

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*
LENDINVEST SECURITY TRUSTEES LTD.	8 MORTIMER STREET, LONDON, W1T 3JJ	15.02.22
SUSAN ANN PRATT	34 CRANMORE LANE, HOLBEACH, SPALDING, PE12 7HT	15.02.22
JANET HARESIGN	37 WIGNALS GATE, HOLBEACH, SPALDING, PE12 7HL	15.02.22

Signed ANDREW M. WRIGHT LTD.....

[on behalf of] LOOSEGATE DEVELOPMENTS LTD

Date 15.02.22.....

Cross out any words in square brackets which do not apply

CONTINUED OVERLEAF

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.

TOWN AND COUNTRY PLANNING ACT 1990, sect. 106A

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

Notice of an Application to Modify or Discharge a Planning Obligation

under section 106A of the Town and Country Planning Act 1990

(Notice to be given by applicant)

I give notice that (a) LOOSEGATE DEVELOPMENTS LTD

is applying to the (b) SOUTH HOLLAND DISTRICT COUNCIL

to [modify][discharge] the planning obligation described below

Planning Obligation

Obligation(c):

OMIT 8 NO. TWO BEDROOM DWELLINGS (HOUSES) FROM THE SECTION 106.

SECTION 106 - REFER TO PLANNING PERMISSION H09-0326-17.
SECTION 106 DEED OF VARIATION - REFER TO PLANNING PERMISSION H09-1178-19

Land to which obligation relates(d):

LAND OFF WIGNALS GATE, HOLBEACH

Date on which obligation was entered into(e): 14 AUGUST 2018. (SECTION 106)
24 FEBRUARY 2020 (S.106 DEED OF VARIATION)

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should write to the Council at (f) COUNCIL OFFICES, PRIORY ROAD, SPALDING, LINCS, PE11 2XE

by (g)

08.03.22

(Members of the public will be invited to make representations when the application has been submitted to the Council)

Signed ANDREW M WRIGHT LTD

[On behalf of] LOOSEGATE DEVELOPMENTS LTD

Date 15.02.22

NOTES

Delete words in square brackets where inappropriate

(a) name of the applicant
(b) name of local planning authority to whom the application will be made
(c) brief description of the planning obligation which the applicant wishes to have modified or discharged
(d) address or location of the land
(e) relevant date
(f) address of the local planning authority
(g) date giving period of 21 days beginning with the date of service or publication of the notice, as the case may be.

Cat. No. TCP 221 Printed by SHAW & SONS LTD., Shaway House, Crayford, Kent DA1 4RZ F 14841