SOUTH HOLLAND DISTRICT COUNCIL

Application for removal or variation of a condition following grant of planning permission. Town and Country Planning Act 1990. Planning (Listed Buildings and Conservation Areas) Act 1990

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

1. Site Address

Number	28
Suffix	
Property name	
Address line 1	London Road
Address line 2	Long Sutton
Address line 3	
Town/city	Spalding
Postcode	PE12 9EA

Description of site location must be completed if postcode is not known:

Easting (x)	543384
Northing (y)	322733

Description

2. Applicant Details

Title	Miss
First name	Judith
Surname	Privitera
Company name	
Address line 1	26 Sterling Place
Address line 2	Woodhall Spa
Address line 3	
Town/city	Lincoln

2. Applicant Details

Country	
Postcode	LN106NE
Primary number	
Secondary number	
Fax number	
Email address	

Are you an agent acting on behalf of the applicant? ○ Yes ◉ No

3. Agent Details

No Agent details were submitted for this application

4. Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Conversion of Antiques Centre into 7 flats (Revision of H11/1031/05)

Reference number

H11-1218-07

Date of decision (date must be pre-application submission)	11/09/2007

Please state the condition number(s) to which this application relates

Condition number(s)

Condition 2

Has the development already started? ◉ Yes ○ No

If Yes, please state when the development was started (date must be pre-application submission)	01/01/2008

Has the development been completed? ○ Yes ◉ No

5. Condition(s) - Removal/Variation

Please state why you wish the condition(s) to be removed or changed

I wish the condition to be removed altogether. After 12 years the development has still not been completed, due to many financial problems. The joint owner Mr Farrow, was made bankrupt last year and there is a court order in place to market and sell the property. We have been advised that the property will be very hard to sell with the affordable housing condition on and to sell the flats individually would incur further costs (to split the deeds, leases and property management). Even with the removal of the condition, there will still be a significant financial loss. I have also been informed that the affordable housing obligation has been amended significantly since our planning permission was granted. Now 25% of homes over 10 or more as opposed to 33% of homes of 3 or more. We do not have the finances to finish the flats and now all financial control sits with the Trustee.

If you wish the existing condition to be changed, please state how you wish the condition to be varied

I wish the condition for the Affordable Housing the be removed altogether.

6. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? ◉ Yes ○ No

6. Site Visit

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ○ The agent
- ◉ The applicant
- ○ Other person

7. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? ◉ Yes ○ No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title	
First name	
Surname	
Reference	Telephone conversation and email

Date (Must be pre-application submission)

04/03/2020

Details of the pre-application advice received

Angela informed me, I may be able to remove the affordable housing obligation as the policy had changed significantly since our application/approval was made. The reason the obligation was changed, as it was recognised it was not financially viable to ask for the obligation on smaller developments. Angela also suggested I mention the financial problems we have encountered and the bankruptcy of Mr Farrow and the fact the development is still not completed.
I also spoke to Mr David Gedney, who sent me the form and another gentleman, who's name I did not take, who also talked me through the form.

8. Ownership Certificates and Agricultural Land Declaration

CERTIFICATE OF OWNERSHIP - CERTIFICATE B - Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that I have/the applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant of any part of the land or building to which this application relates.**

*** 'owner' is a person with a freehold interest or leasehold interest with at least 7 years left to run. ** 'agricultural tenant' has the meaning given in section 65(8) of the Town and Country Planning Act 1990**

Owner/Agricultural Tenant

Name of Owner/Agricultural Tenant	
Number	14
Suffix	
House Name	
Address line 1	Edenbridge Road
Address line 2	
Town/city	Enfield
Postcode	EN12LL
Date notice served (DD/MM/YYYY)	10/03/2020

8. Ownership Certificates and Agricultural Land Declaration

Name of Owner/Agricultural Tenant	
Number	133
Suffix	
House Name	
Address line 1	Golders Green Road
Address line 2	
Town/city	London
Postcode	NW11 8HJ
Date notice served (DD/MM/YYYY)	10/03/2020

Person role

- (•) The applicant
- ( ) The agent

Title	Miss
First name	Judith
Surname	Privitera
Declaration date (DD/MM/YYYY)	15/03/2020

☑ Declaration made

9. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them. ☑

Date (cannot be pre-application)	15/03/2020