

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: PJK MILLFIELD LTD

Address: HOLBEACH MANOR, FLEET ROAD, HOLBEACH, Lincs

Post Code PE12 7AX

Tel. No: 01406 365533

2 Agent (if any)

Name:

Address:

Post Code

Tel. No:

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

BUNGALOW ON NURSERY SITE, NAMELY 301 CRADGE BANK

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

IDENTIFIED IN RED ON THE ATTACHED PLAN

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

PURCHASER

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

OBLIGATION RELATING TO DEED DATED 22/10/1993, UNDER
PLANNING REF H16/0069/43

DISCHARGE OBLIGATION OF OCCUPANCY RESTRICTION, UPON
COMMENCEMENT OF THE RESIDENTIAL DEVELOPMENT OF THE SITE,

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

WE SEEK TO DISCHARGE / REMOVE THE OBLIGATION OF THE BUNGALOW, SO THAT THE DEVELOPMENT SITE IS RELEASED OF THIS OBLIGATION.

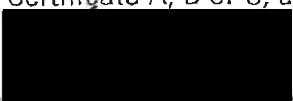
ACCEPT THAT THIS COULD TAKE EFFECT ONCE THE RESIDENTIAL PERMISSION IS IMPLEMENTED.

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

- * THE SITE WILL BE DEVELOPED FOR RESIDENTIAL PURPOSE, AS APPROVED BY OUTLINE APP H16-0668-16.
- * THE SITE WILL BE IN A DEVELOPED AREA WITH NO REMAINING NURSERY (ONCE DEVELOPMENT COMMENCED), THEREFORE THE ORIGINAL REASONS WILL HAVE FALLEN AWAY (I.E. NO TIE REQUIRED TO NURSERY AND/OR PROPERTY).
- * THE BUNGALOW WOULD NOT BE WITHIN OPEN COUNTRYSIDE ANYMORE EVEN IF WAS NOT DEMOLISHED.

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

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: 

[on behalf of] PJK MILLFIELD LTD
(insert name of applicant if signed by agent)

Date 17/06/21

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*

Signed

[on behalf of]

Date

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

JOJOS BETTER BV

C/O CALTHROPS SOLICITORS LLP
18 HALL PLACE
SPALDING
LINES
PE11 1SQ

17/06/21

[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.