H16-0785-11

FILE COPY

12 OCT 2011

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: MR R HARGRAVES

Address: C/O APSALES
38 NEW ROAD
SPALDING LINCS Post Code PE11 1DW

Tel. No: .....

2 Agent *(if any)*

Name: APSALES

Address: 38 NEW ROAD
SPALDING
LINCS Post Code PE11 1DW

Tel. No: 01775 725300

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

DIZZY HEIGHTS
WESTON HILLS ROAD. LOW FULNEY PE12 6NE

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

THE LAND SITUATE AT WESTON HILLS ROAD LOW FULNEY
EDGED BLUE ON THE ATTACHED PLAN

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 :

COPY OF PLANNING OBLIGATION ATTACHED

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

ON 29th SEPT. 2011 APPLICATION H16-0477-11 THE COUNCIL GRANTED CONSENT TO RETAIN THE BUILDINGS/ CONTINUE USE OF LAND WITHOUT COMPLYING WITH THE AGRICULTURAL HABITATION CLAUSE.

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

See above

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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: K M NEWTON

[on behalf of] Mr R Hargraves
(insert name of applicant if signed by agent)

Date 7 OCT 2011

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 ..... A M Newton .....

[on behalf of] ..... Mr. R Hargraves .....

Date ..... 7 Oct 2011 .....

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*

]

[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 (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) Mr. R Hargraves

is applying to the (b) South Holland District Council

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

Planning Obligation

Obligation(c): under S.106 of the Town & Country Planning Act 1990 between SHDC and David John Sampson & Carol Ann Sampson re erection of house for agricultural purposes on land at Weston Hills Road Law Fishery

Land to which obligation relates(d):

Dizzy Heights Weston Hills Rd. Law Fishery Weston Hills Spalding PE12 6NE

Date on which obligation was entered into(e): 13th April 1992

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should write to the Council at (f) Priory Road Spalding

by (g)

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

Signed A M Newton

[On behalf of] Mr. R Hargraves

Date 7th Oct 2011

SHDC
Planning & Development
12 OCT 2011
Ref: 0785-11

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.

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