Horsham District Council

| For Official Use Only | |
|---|---|
| App No | |
| Date | |
| Fee | |

Planning Department
Horsham District Council
Park Side, Chart Way
Horsham
West Sussex RH12 1RL

Tel: (01403) 215187
e-mail: planning@horsham.gov.uk

# Application for the Modification or Discharge of Planning Obligations

Town and Country Planning Act 1990 (Section 106A)
Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

**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.**

Please complete using BLOCK CAPITALS and in black ink
It is important that you read the accompanying guidance notes as incorrect completion will delay the processing of your application.

## 1. What are you applying for?

Modification of Planning Obligations [ ] Discharge of Planning Obligations [✓] (please tick one)

| Is the Obligation more than 5 years old?: | Yes | No | Date Obligation was signed: |
|---|---|---|---|
| | ✓ | | 01/03/2018 |

## 2. Applicant Name & Address

| | | | |
|---|---|---|---|
| Title: | | First name: | |
| Last name: | | | |
| Company (optional): | Legal & General (Strategic Land North Horsham) Limited | | |
| Address 1: | c/o Agent | | |
| Address 2: | | | |
| Address 3: | | | |
| Town: | | | |
| County: | | | |
| Postcode: | | | |
| Tel. No: | | | |
| E-mail: | | | |

## 3. Agent Name and Address (if any)

| | | | |
|---|---|---|---|
| Title: | Mrs | First name: | Alex |
| Last name: | Jones | | |
| Company (optional): | Stantec UK Limited | | |
| Address 1: | 7 Soho Square | | |
| Address 2: | | | |
| Address 3: | | | |
| Town: | London | | |
| County: | | | |
| Postcode: | W1D 3QB | | |
| Tel. No: | [redacted] | | |
| E-mail: | [redacted] | | |

## 4. Address of the Site

Please describe the precise location of the land or building(s) to which this application relates:

Mowbray (formerly Land North of Horsham)

**5. Description of Planning Obligation**

Please provide the information requested:

S/106 number: Schedule 9, Clauses 2.2 to 2.5 – Healthcare Facility (CCG Engagement)

Related Planning Permission Ref: DC/16/1677

Names of all parties to the Obligation (continue on another sheet if necessary):

Name: Refer to S.106 Agreement

Name:

Name:

Name:

**6. Please state why you are applying for the modification or discharge of the planning obligation identified above.**

Refer to Covering Letter

*Attach an additional sheet if necessary*

**7. Please provide any additional information that you consider relevant to the determination of this application.**

Refer to Covering Letter

*Attach an additional sheet if necessary*

**8. Please state the nature of the applicant's interest in the land.**

Majority control of the Site

**9. Declaration TO BE COMPLETED BY ALL APPLICANTS**

I/we hereby apply for the modification or discharge of a planning obligation under section 106A of the Town & Country Act 1990 in accordance with the details above, and the submitted plan(s) and documents

I/we have completed a certificate (either certificate A, B, or C as appropriate) and attached it to this application.

Signed [redacted]

On behalf of Legal & General (Strategic Land North Horsham) Limited
(insert applicant's name if signed by agent)

Date 27/09/2023

## Town and Country Planning Act 1990 (Section 106A)

### Town and Country Planning (Modification and Discharge of Planning Obligations) Regulatins1992

### CERTIFICATE UNDER REGULATION 4

**CERTIFICATE A**

I certify that:

1. 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 ..... DATE .....

*On behalf of .....

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OR

**CERTIFICATE B**

I certify that:

1. I have / The applicant has* given the required 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:

| Name of person on whom notice served | Address at which notice was served | Date on which notice was served |
|---|---|---|

SIGNED ..... DATE .....

*On behalf of .....

**NOTES**

* Delete where inappropriate

OR

(P.T.O.)

## Town and Country Planning Act 1990 (Section 106A)

### Town and Country Planning (Modification and Discharge of Planning Obligations) Regulatins1992

### CERTIFICATE UNDER REGULATION 4

**CERTIFICATE C**

I certify that:

1. I / The applicant* cannot complete a Certificate A or B in respect of the accompanying application;

2. 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 accompanying application the planning obligation to which the application relates was enforceable.

| Name of person on whom notice served | Address at which notice was served | Date on which notice was served |
|---|---|---|

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3. I have / The applicant has* taken reasonable steps to ascertain the name and address of every person whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application: These steps were as follows: (a)

Notice of the application to modify or discharge a planning obligation has been published on the (b)

In the (c) (attach a copy of the notice).

SIGNED ..... DATE .....

*On behalf of .....

**NOTES**

* Delete where inappropriate

(a) description of steps taken
(b) date of publication
(c) name of newspaper in which the notices was published

**Town and Country Planning Act 1990 (Section 106A)**
**Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992**

## Notice of an Application to Modify or Discharge a Planning Obligation

I GIVE NOTICE that (a) .....

is applying to HORSHAM DISTRICT COUNCIL to modify / discharge* the planning obligation described below:

PLANNING OBLIGATION

Obligation description: (b) .....

.....

.....

.....

.....

.....

.....

Address of site: (c) .....

.....

.....

.....

Obligation date: (d) .....

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should make them in writing to the Planning Department, Horsham District Council, Park North, North Street, Horsham, West Sussex, RH12 1RL by:

(e) .....

Signed ..... Date .....

*On behalf of .....

**NOTES**

(a) Insert name of applicant.
(b) Insert a brief description of the planning obligation which the applicant wishes to modify or discharge
(c) Insert address or location of land to which the planning obligation relates.
(d) Insert date that the obligation was entered into
(e) Insert date giving a period of 21 days beginning with the date of service of this notice

* Delete where in appropriate.