

Application to Modify or Discharge Section 106 Planning Obligation

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

If returning by post please send to:
Development Management,
NNPA, Eastburn, Hexham, NE46 1BS

| Office Use Only | |
|------------------|--|
| Reference Number | |
| Received Date | |

Email Address: Planning@nnpa.org.uk

Complete the form in block capitals using black ink.

1. Your details

| | |
|------------------------|---|
| Name: | Messrs Walton |
| Address: | Burnbank Farm Greenhaugh Tasset Northumberland |
| Post Code: | NE48 1LY |
| Email Address: | |
| Contact Number: | |

2. Agent details if applicable

| | |
|------------------------|--|
| Name: | Mr K Butler |
| Address: | Unit 11 South Acomb Bywell Stocksfield Northumberland |
| Post Code: | NE43 7AQ |
| Email Address: | [REDACTED] |
| Contact Number: | [REDACTED] |

3. Full postal address of the site to which the obligation relates:

| | |
|----------------------------------|--|
| Development Site Address: | Burnbank Farm Greenhaugh Tasset Northumberland NE48 1LY |
|----------------------------------|--|

4. Nature of the applicant's interest in the land:

| |
|---------------|
| Owners |
|---------------|

5. Please provide detail of exactly which obligation within the agreement the applicant is seeking to be discharged/ modified (Planning Reference numbers, date of agreement etc.)

| | |
|---|--|
| Planning Application Reference Number: | 16NP0053 (As varied by appeal APP/T9501/W/16/3165383) |
| Date of Agreement: | 8/09/2018 |



Northumberland
National Park



6. What reason(s) do you have for applying for the modification or discharge of the obligation?

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

As discussed, removal of Local Needs condition and all relevant restrictions regarding this. This restriction is no longer required by current adopted plan.

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 Planning Act 1990 in accordance with the details above, and the submitted plan(s) and documents.

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

Signed



On behalf of (insert applicant's name if signed by agent)

Messrs Walton

Date

18/9/2020

The fee for this application is £234 (plus normal legal fees).

Please supply an up to date copy of the Official Title Plan of Land Registry to which the land and S106 agreement relates.

Checklist: Please tick

- 1 x Original form completed, signed and dated Certificate A, B, or C as applicable
- 1 x Copy of a map identifying the land to which the obligation relates
- 1 x Copy of such other information as you consider relevant to the determination of the application
- 1 x Copy - supply the latest version of the official copies of land registry
- A signed undertaking to pay the Authority's reasonable legal costs incurred in the checking and/or modifying of the legal agreement *SEE ATTACHED LETTER.*
- 1 x Served or published a Notice of application on interested parties if applicable
- 1 x Fee of £234
- Suggested amended S106 showing proposed changes (optional)

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..... [Redacted]

*On behalf of MESSRS WALTON

Date 18/9/2020

*delete where inappropriate

Certificate B

I certify that 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.....

*delete where inappropriate

Certificate C

I certify that:

- the applicant cannot issue a Certificate A or B in respect of the accompanying application;
- *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

- 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.....

*delete where inappropriate

NOTES

Insert-

- (a) description of steps taken
- (b) name of local newspaper in which the notice was published
- (c) date of publication.



NOTICE OF AN APPLICATION TO MODIFY OR DISCHARGE A PLANNING OBLIGATION UNDER SECTION 106A OF THE TOWN AND COUNTRY PLANNING ACT 1990

umberland
al Park



(Notice to be given by applicant)

I give notice that (a)
is applying to the (b)
to modify/discharge* the planning obligation described below

Planning Obligation

Obligation: (c)
Land to which obligation relates: (d)
Date on which obligation was entered into: (e)

+Any person against whom the planning obligation is enforceable who wishes to make representations about this application should write to the Council at (f) by (g). (Members of the public will be invited to make representations when the application has been submitted to the Council).

Signed.....

*On behalf of.....

Date.....

*delete as appropriate

NOTES

Insert-

- (a) name of the applicant
- (b) name of the 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 a period of 21 days beginning with the date of service or publication of the notice, as the case may be.