

Section 106 of the Town & Country Planning Act NON PERFORMANCE NOTICE

Yachthaven (Hayling) Limited
Alpine Homes Ltd
Three Oaks
Botley Road
Bishops Waltham
SO32 1DR

Our Ref: APP/13/00317
Direct Line: (023) 9244 6545
Ask For: Louise Weaver
Generic Email for Obligations: cil@havant.gov.uk
27 November 2020

Dear Sir/Madam

- 1 Date issued
- 2 Authority
- 3 Name and address of recipient

27 November 2020
Havant Borough Council
Yachthaven (Hayling) Limited
Alpine Homes Ltd
Three Oaks
Botley Road
Bishops Waltham
SO32 1DR

- 4 Details of development to which this notice relates:
 - (a) Planning Permission
 - (b) Site address(es)

APP/13/00317
Yacht Haven Development
Site, Copse Lane, Hayling
Island
Construction of 6No. 5 bed
detached houses, 1No.
detached residential boat store
and ancillary office building,
1No. detached boat store for
sailing charity use with
hardstanding, pontoon
restricted to 12 berths (6 for
house residents and 6 for non
residents), improvements to
slipway, beach, reposition
concrete sea defence to side
of slipway, coastal footpath
and the creation of one area of
coastal meadow and one area
of conservation grassland.
(Revised application.)
(Approved 24.11.15). Request
to Discharge Condition No.s 8
Appendix 6.1; No.9 Appendix
4.1 & 4.1a; No.20 Appendix

- (c) Description of development

8.1, 8.2 and 8.3; No.25
Appendix 4.1, 4.2, 4.12, 4.13
and 4.1a; No.28 Appendix 10.1
and 3.2; No.29 Appendix 3.2;
No.31 Appendix 7.1 (18.5.17).
Request to Discharge
Condition Nos 26 and 27
(25.8.17). Request to
Discharge Conditions 7, 16-19,
26 and 27 (21.11.17). Request
to Discharge Conditions 10,
14, 15, 24, 32 and 33
(23.08.18). Request to
discharge condition No.3
(28.03.19 samples received)
Failure to provide up-to-date
information in respect of the
Management Company
responsible for the future
management of the site, a pre-
commencement Covenant
14 November 2020

5 Reason for issuing notice

6 The covenant listed below should be/have been delivered by

The covenant to which this notice relates in respect of the Section 106 agreement dated 26 November 2015

Clause	Covenant
C7 7.1	The Owner covenants with the Council not to Implement the Planning Permission unless and until the Council has approved in writing the Owner's proposal for an entity or entities ('the Management Company') to be responsible for the management and maintenance of the Yachthaven Conservation Grassland and the Yachthaven Conservation Meadow ... Trigger: Prior to Implementation Type: Management Company

This is the last reminder that you will receive prior to legal action being taken. You now have ten working days from the date of this notice to ensure that the above obligations are met. The Council will seek to recover any legal costs associated in any action taken by the Council to ensure that the terms of the Section 106 deed are complied with. **We strongly suggest that you seek legal advice as soon as possible.**

Queries

If you feel that the information in this notice is not correct then please contact the team on 0743 555 3852 or email cil@navant.gov.uk within ten working days of the issue of this notice.

Name and address of all recipient(s) of this notice

Yachthaven (Hayling) Limited
Alpine Homes Ltd
Three Oaks
Botley Road
Bishops Waltham
SO32 1DR

Yours faithfully

[Planning Services](#)

Our Ref: APP/13/00317

Please ask to speak to the Community Infrastructure Officer, Louise Weaver, if you get in contact with us.

WITHDRAWN 02/12/2020