



## Section 106 of the Town & Country Planning Act DISCHARGE NOTICE

Mr Stuart Barnett  
3C Danesbrook Lane  
Waterlooville  
PO7 8QW

Our Ref: APP/14/00420  
Direct Line: (023) 9244 6545  
Ask For: Louise Weaver  
Generic Email for Obligations: [cil@havant.gov.uk](mailto:cil@havant.gov.uk)  
08 January 2018

Dear Sir/Madam

### Description of Chargeable Development

Construction of 3 No. 4 bed four storey dwellings  
with associated landscaping and parking  
(approved 21/08/2014. Request to Discharge  
Conditions 3, 7 and 16 (12.04.2017).

### Address Planning Permission

43 Portsdown Hill Road, Havant, PO9 3JU  
APP/14/00420

**This notice is to inform you that the following covenants under the S106 Agreement agreement dated 15 August 2014 for planning application APP/14/00420 has/have been discharged:**

| <b>Clause</b> | <b>Covenant</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Clause 6.4    | The Owner shall not Occupy or cause or permit Occupation of any Dwelling on the Land until: (i) the Management Company has been formed in accordance with the approved proposal; and (ii) the Management Plan has been approved in writing by the Council (such approval not to be unreasonably withheld or delayed).                                                                                                                                                                                                                              |
| Clause 6.5    | Prior to the expiry of six months from Commencement of Development to supply to the Solicitor to the Council for written approval by the Council (such approval not to be unreasonably withheld or delayed):- 6.5.1 a draft memorandum and articles of association for the Management Company and/or a draft of the transfer/lease for the purpose of managing repairing maintaining and cleansing of the Open Space; 6.5.2 the Management Plan; and 6.5.3 proposals for arrangements to secure the future access for the public to the Open Space |
| Clause 6.8    | As soon as reasonably practicable after the approval by the Council of the proposed memorandum and articles of association and/or the said transfer and/or the Management Plan (which...                                                                                                                                                                                                                                                                                                                                                           |
| Clause 6.10   | At any time prior to the expiry of six months from the Commencement of Development the Owner may submit to the Council for its written approval alternative proposals for the Management Plan...                                                                                                                                                                                                                                                                                                                                                   |

### Queries

If you feel that the information in this notice is not correct then please contact the Community Infrastructure Officer on 023) 92446545 or email us within ten working days of the issue of this notice.

Yours faithfully

*Planning Services*

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