

Application to modify or discharge a section 106 Planning Obligation Town and Country Planning Act 1990

Please use this form when applying for the modification or discharge of a planning obligation to Havant Borough Council. Forms should be returned to Public Service Plaza, Civic Centre Road, Havant PO9 2AX.

For further information refer to the Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992.

1. Type of application

Are you applying to **modify** a planning obligation

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Yes

☐

No

Are you applying to **discharge** a planning obligation

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Yes

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No

2. Your details

Name:

Mark Tierney

Address:

Portsmouth Water

PO Box No8

West Street

Havant

Postcode:

PO9 1LG

Email address:

mark.tierney@portsmouthwater.co.uk

Daytime tel no:

C/O Agent

3. Agent details if applicable

Name:

Lewis Oliver

Address:

Nova North

11 Bressenden Place

London

Postcode:

SW1E 5BY

Email address:

lewis.oliver@atkinsrealis.com

Contact name:

Lewis Oliver

Daytime tel no:

020 70888512

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

Havant Thicket reservoir and pipeline development approved under applications APP/20/00990 and APP/20/00991

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

Part owner.

6. Please provide sufficient information to enable us to identify the planning obligation (planning reference numbers, etc) and the particular obligation(s) to be modified/changed:

Part 1 Definitions (page 10) Clause 1.2 Schedule 2 - paragraphs 2.5 - 2.8 (inclusive)

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

The s106 Legal Agreement for the Reservoir and Pipeline permission includes commitments and financial contributions which relate jointly and individually to both schemes. Since the completion of the legal agreement the project timetable and phasing of the development has changed. We have identified the clauses which have implications for the the phasing of the development in respect of the phase 1 shaft reserved matters application, which will need to be amended via this Deed of Variation. The required amendments relate only to obligations relating to the pipeline development and do not affect the reservoir development and its associated obligations.

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY)

Lewis Oliver

28/2/24

Checklist:

Please tick

A 1 copy of this form, signed and dated

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B 1 copy of a map identifying the land to which the obligation relates

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C 1 copy of such other information as you consider relevant to the determination of the application

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