

ENVIRONMENTAL MITIGATION SPECIAL PROTECTION AREA PAYMENT DEED (FOR UP FRONT PAYMENT OF DEVELOPERS CONTRIBUTIONS BY THE OWNER)

Dated: 03 December 2014

Full Name of Owner(s): Mr P

Cloud Living Ltd

Address of Owner(s): C/O Agent

Application Number: APP/14/00975 ("the Application")

Application Site Address 314-318 London Road, Waterlooville, PO7 7D

Name of Ward: Waterloo

The Special Protection Area Contribution: £2580 calculated from a sum

Administration fee: Twenty Pounds £20

Monitoring fee: £129 calculated from a fixed rate of £8.60 per dwelling

Total Payable ("the Sum"): £2729

"the Special Protection Area Contribution" being a contribution to be applied to the County Council in respect of the Special Protection Area avoidance measures delivered through the Solent Interim Planning Framework in accordance with the Havant Borough Local Plan (Allocations) July 2014.

This Deed and undertaking is made by the above named Owner ("the Owner") of the Havant Borough Council of Public Service Plaza, Civic Centre Road, Havant, Hampshire ("the Council")

WHEREAS

(1) The Owner is the owner/lessee/occupier/licensee/prospective owner of the Land comprised in the Application as shown edged red on the plans submitted to the Council ("the Land")

(2) The Council is the Local Planning Authority for the purpose of the Town and Country Planning Act 1990 ("the Act") for the area within which the Land is situated

(3) The Owner has applied to the Council for planning permission for the development specified in the Application

(4) The Land lies within the Havant Borough Council Local Plan area which is within the Natural England Consultation Zone which requires that all new developments must be assessed and make appropriate provision for the development of the Special Protection Area

(5) Where developers do not or are unable to provide on site mitigation measures for the Special Protection Area site mitigation provision they are required to make a payment to meet the cost of improving warden provision to better manage and mitigate visitor pressure on the Special Protection Area

(6) This Deed is a Planning Obligation made pursuant to Section 106 of the Town and Country Planning Act 1990

other powers enabling the parties hereto

NOW THIS DEED WITNESSETH as follows:

1. The Owner hereby covenants to pay the Special Protection A the administration fee to the Council (the total of the contributions and th being referred to as "the Sum") on or before the date of this Agreement
2. The Council shall pay the Contribution when received into a r shall be used exclusively to implement the proposals set out in the Strat or revision thereof
3. The Council shall refund the Sum to the Owner on written de the Application is refused, after the period for an appeal to be lodged ha

4. The Owner hereby acknowledges that the Special Protection the administration and monitoring fees are lawfully due to the Council

IN WITNESS whereof the Owner has executed this Agreement as a Deed before written

SIGNED as a DEED by ²

signed in the presence of:

Witness Signature:

Occupation:.....

Address:..

SIGNED as a DEED by ³

signed in the presence of:

Witness Signature:.....

Occupation:.....

Address:.....

*Executed as a DEED by
Affixing the COMMON SEAL of

in the presence of:

Director

Director/Secretary

*Signed as a DEED by

)
)
acting by
a director and its secretary /

two Directors

Director

Director/Secretary

* Delete whichever does not apply

² Applicant should insert their full name and sign as indicated.

³ Second Applicant (if appropriate) should insert their full name and sign as indicated.