Havant
BOROUGH COUNCIL

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 ☑ Yes ☐ No

Are you applying to **discharge** a planning obligation ☐ Yes ☑ No

2. Your details

Name: Rebecca Fenn-Tripp

Address: Bloor Homes Limited
River Reach, Unit 7
Newbury Business Park
London Road, Newbury

Postcode: RG14 2PS

Email address: [redacted]

Daytime tel no:

3. Agent details if applicable

Name: White Peak Planning Limited

Address: 249 Church Street
Lynnfield House
Altrincham

Postcode: WA14 4DZ

Email address: [redacted]

Contact name:

Daytime tel no:

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

Land West of Southleigh Road and North of Rowan Road, Havant, Hampshire

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

An agreement to acquire part of the land

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:

Deed of Statutory Covenants and Agreements dated 7 October 1992 between Richard Charles Kirby, Peter Richard Wingate Pemberton, and the Council of the Borough of Havant

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

The obligation restricts development of the land, some of which forms part of the draft Southleigh allocation in Havant Borough Council's emerging Local Plan. The Applicant seeks to modify the obligation to introduce a mechanism by which the restriction may be lifted in the future, specifically once the land is either allocated for development or benefits from planning permission.

The restriction will only fall away once the principle of development has been established, at which point, it will no longer serve a useful purpose.

The Applicant considers that the obligation as modified would serve the purpose equally well if it had effect, subject to the proposed modifications.

Signed - Applicant:	Or signed - Agent:	Date (DD/MM/YYYY)
	[redacted]	02/10/2026

Checklist:

	Please tick
A 1 copy of this form, signed and dated	☑
B 1 copy of a map identifying the land to which the obligation relates	☑
C 1 copy of such other information as you consider relevant to the determination of the application	☑