

**Application to Modify or Discharge a Section 106 Planning Obligation**

**Town and Country Planning Act 1990 Section 106**

**Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992**

**Pre-Application discussions**

**Have you had any discussions / correspondence with Planning Services about this proposal? NO**

**If YES: Officer Name ……………………………………. Our Reference ………………………….**

**APPLICATION**

What are you applying to do and which S106 Agreement?

**Modify** a planning obligation?

Section 106A application?

**Discharge** of planning obligation?

**2 APPLICANT NAME AND ADDRESS 3 AGENT NAME AND ADDRESS**

**.............................………………… ………………………………………..**

**.............................……..………….. ………………………………………..**

**..............……………………………. ………………………………………..**

|  |
| --- |
| **4 FULL ADDRESS OF THE SITE TO WHICH THE OBLIGATION RELATES** |
|  |
| **5 NATURE OF THE APPLICANT’S INTEREST IN THE LAND** |
|  |

|  |
| --- |
| **6 DETAILS OF PLANNING OBLIGATION TO BE MODIFIED/DISCHARGED** |
|  |
| **7 REASON(S) FOR APPLYING TO MODIFY/DISCHARGE THE OBLIGATION** |
| |  | | --- | | **8 SUMMARY OF CHANGES PROPOSED** | |  | |
| **8 Financial viability** |
| |  | | --- | | **9 Financial viability** |   Have you submitted a financial viability statement with this application …….  If YES: Who has certified this as true and correct ………………………………. |
|  |  |  |

**9/10 NOTIFICATION TO INTERESTED PARTIES – please complete one certificate only**

**Certificate A**

I certify that on the day 21 days before the date of this application the planning obligation to which the application relates was enforceable against nobody other than the applicant.

Signed ………………………………

\*On behalf of ………………………… Date …………….

**OR Certificate B**

I certify that the applicant has given notice to everyone else against whom, on the day 21 days before the date of this accompanying application, the planning obligation to which the application relates was enforceable, as listed below.

|  |  |  |
| --- | --- | --- |
| *Person whom* | *Address at which* | *Date on which* |
| *notice was served* | *notice was served* | *notice served* |

Signed ………………………………….

\*On behalf of …………………………. Date …………………………

\*Delete as appropriate

**OR**

**Certificate C**

I certify that:

- The applicant cannot issue a Certificate A or B in respect of this application.

- \*the applicant has given notice to the persons listed below, being persons against whom, on the day

21 days before the date of the application, the planning obligation to which the application relates was enforceable.

|  |  |  |
| --- | --- | --- |
| *Person whom* | *Address at which* | *Date on which* |
| *notice was served* | *notice was served* | *notice served* |

- The applicant has taken reasonable steps to ascertain the name and address of every person against whom, on the day 21 before the date of the application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application but has been unable to do. These steps were as follows – (a)

- Notice of the application, as attached to this certificate, has been published in the (b) On (c). Signed ………………………………….

\*On behalf of …………………………. Date …………………………

(a) Being the steps taken (b) The name of the publication (c) The date of publication

**Applicant contact details Agent contact details**

Tel ………………………. Tel ……………………….

Mobile .......................................................... Mobile.……………………

Fax ............................................................... Fax ……………………………………….

Email ………………………………………… Email ……………………………………...

***PLANNING APPLICATION FORMS ARE PUBLIC DOCUMENTS AND ALL INFORMATION CONTAINED ON THEM WILL BE PLACED ON DEPOSIT FOR PUBLIC INSPECTION BOTH IN THE COUNCIL OFFICES AND ON A WEB SITE***