

**Application Form to Modify or Discharge a Planning Obligation**

Application form for proposals to modify or discharge the terms of a legal agreement made under S.106A, 106BA or 299A of the Town and Country Planning Act 1990 as amended

**Please tick one:**

- Application under S106A
- Application under S106BA (Affordable Housing)
- Application under S299A (Crown Land)

**Please tick one:**

- Are you applying to **modify** a planning obligation(s)?
- Are you applying to **discharge** a planning obligation(s)?

Please complete all sections of the form in black/blue pen in BLOCK LETTERS:

<b>1. Address of Site</b>	<b>2. Your name and contact details</b>
	Name:
	Company:
	Address:
	Tel No.:
	Email:

<b>3. Details of the Planning Obligation and related planning permission</b>	
Planning Application reference number:	Date of planning decision:

**4. What is the status of the proposed development**

**5. Proposed modification(s) to/or discharge of planning obligation(s)**

**6. Reason(s) and planning justification for the modification or discharge of planning obligation(s)**

**7. Do you, or the person or organisation you are acting for, own or have an interest in the site? (If yes please proceed to Question 9)**

Yes       No       If yes please specify:

**8. If the answer to question 7 is 'no', is the owner of the site aware of your interest in the site?**

Yes       No       Not applicable

<b>9. Are you, or the person you are acting for, related to any member of staff or Elected member of the Council?</b>		
Yes <input type="radio"/>	No <input type="radio"/>	If yes please specify:

- **PLEASE NOTE: This application form needs to be accompanied by a map indicating the land to which the obligation relates and include a copy of the original Section 106 agreement.**

<b>10. Declaration</b>	
I/we have marked and identified all information that I/we consider to be 'in confidence' or is 'commercially sensitive' and I/we understand that all other information submitted may be revealed to other parties if the Council is required to do so under Freedom of Information Act or Environmental Information Regulations.	
Signed	Print name:
On behalf of:	Date:

## **CERTIFICATE OF COMPLIANCE WITH THE NOTIFICATION REQUIREMENTS IN REGULATION 4**

**Please complete either certification A, B or C.**

<b>Certificate A</b>	
I certify that on the day 21 days before the date of the accompanying application the planning obligation to which the application relates was enforceable against nobody other than the applicant.	
Signed:	
On behalf of:	Date:

<b>Certificate B</b>	
I certify that the applicant has given notice to everyone else against whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable, as listed below.	
Person on whom notice was served:	Date on which notice was served:

Address at which notice was served:	
Signed:	
On behalf of:	Date:

<b>Certificate C</b>	
I certify that:	
The applicant cannot issue a certificate A or B in respect of the accompanying 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 obligations to which the application relates was enforceable.	
Person on whom notice was served:	Date on which notice was served:
Address at which notice was served:	
The applicant has taken reasonable steps to ascertain the name and address of every person against whom, on the day, 21 days 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 so. These steps were as follows:	
Describe steps taken:	
Notice of the applicant, as attached to this certificate, has been published in the:	
Name of newspaper:	Date of publication:
Signed:	
On behalf of:	Date: