

# NOTICE

## Notice of an application to modify or discharge a planning obligation under section 106a of the Town and Country Planning Act 1990

I give notice that *(insert name of applicant)*:

**Vivid Housing Limited**

Is applying to Havant Borough Council to modify the planning obligation described below.

### Planning obligation

Obligation: *(brief description of the planning obligation which the applicant wishes to have modified or discharged)*

The applicant would like to modify the mortgagee exclusion clause in the Section 106 Agreement dated 20 December 2013 (linked to planning permission ref: APP/13/00639)

Land to which obligation relates: *(address or location of the land)*

1. 2-8 (even), 21 and 23 Billy Road, Hayling Island, Hampshire PO11 0FA and 1 Terriers Lane, Hayling Island, Hampshire PO11 0FF and
2. 11, 15-20 (inc) and 22-34 (even) Signal Way, Hayling Island, Hampshire PO11 0FF, and 3 and 5 Terriers Lane, Hayling Island, Hampshire PO11 0FF

Date on which obligation was entered into: *(relevant date)*

20 December 2013

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should write to us at Planning Services, Public Service Plaza, Civic Centre Road Havant PO9 2AX by .....  
(enter date giving a period of 21 days beginning with the date of service of publication of the notice as the case may be)

Members of the public will be invited to make representations when the application has been submitted to the council.

Signed ...**Devonshires**.....Date ...**10.10.2023**.....

*(if appropriate)* on behalf of ...**Vivid Housing Limited**.....

**Certificate A**

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

Signed Devonshires ..... Date 10.10.2023 .....

*(delete where inappropriate)* on behalf of Vivid Housing Limited .....

**Certificate 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 served	Address which notice was served	Date which notice was served
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

Signed ..... Date .....

*(delete where inappropriate)* on behalf of ..... Version 1.1 July 2017 .....

**Certificate C**

I certify that:

- the applicant cannot issue a Certificate A or B in respect of the accompanying application:
- (\*delete where inappropriate) the applicant has given notice to the persons below, being persons against whom, one the 21 days before the date of the application, the planning obligation to which the application relates was enforceable.

Person on whom notice served	Address which notice was served	Date which notice was served
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....

- the applicant has taken all reasonable steps to fund out the name and address of every person against whom, on the 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 the steps taken).*

- Notice of the application, as attached to this certificate, has been published in (state publication below)

.....

On (enter date of publication) .....

Signed ..... Date .....

*(delete where inappropriate)* on behalf of .....