

 If you need help or advice please telephone - During office hours only 8.30 am - 5 pm Mon-Thurs 8.30 am - 4.30 pm Fri

Application to Modify Planning Obligation



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Application for Permission to modify Planning Obligation - Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations

Please answer **all questions** in **BLOCK LETTERS**. If a question is not applicable, answer N/A in space. Please send form and supporting plans, drawings, and photographs to Development and Planning at West Berkshire Council.

For Office Use Only

1.	<p>Applicant's Name: Address:</p> <p>Postcode:</p> <p>Email:</p>	<p>Phone:</p>
2.	<p>If the applicant has an agent, all correspondence will be sent to the agent:</p> <p>Agent's Name: Address:</p> <p>Contact Name: Email:</p>	<p>Phone:</p>
3.	<p>Show the site in red on the plans Other land in the applicant's ownership or control must be shown in blue.</p> <p style="text-align: right;">Site Location</p>	
4.	<p>Applicant's interest in the land:</p>	
5.	<p>Details of the planning obligation to be modified or discharged (please supply a copy):.</p>	<p>Date of Obligation: <input type="text"/></p> <p>Parties: <input type="text"/></p> <p>Planning Permission No. <input type="text"/> to which obligation relates:</p>
6.	<p>Please tick relevant box to indicate purpose of application:</p>	<p>Discharge of the obligation <input type="checkbox"/></p> <p>Modification of the obligation <input type="checkbox"/> (complete Q7)</p>
7.	<p>To be completed for Modification of Obligation only:</p>	<p>Clause(s) to be modified _____</p> <p>_____</p> <p>_____</p> <p>Proposed modifications: _____</p> <p>_____</p> <p>_____</p>

8.	Please state the reason(s) for applying for a modification/discharge of the planning obligation:	
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9.	Please supply any other relevant information:	
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I hereby apply for permission in respect of the particulars described above and in the attached plans and drawings.

Signed: On behalf of: Date:

Before submitting the application check that it is complete, that all questions have been answered and that the site is clearly edged in red on the plans. **An incorrect application will be returned.** Every application must be accompanied by the appropriate certificate. There is no fee payable. See **Notes to Help Applicants**.



PLEASE COMPLETE CERTIFICATES A, B OR C BELOW

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

<p>CERTIFICATE A</p>	<p>I hereby 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.</p> <p>Signed: Date:</p> <p>On behalf of:</p>
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CERTIFICATE B

I hereby 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, the Planning Obligation to which the application relates was enforceable, as listed below:

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Signed: Date:

On behalf of:

CERTIFICATE C

I hereby 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 accompanying application, the Planning Obligation to which the application relates was enforceable.

Person on whom notice was served	Address at which notice was served	Date when 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: _____

Notice of the application, as attached to this certificate, has been published in the (name of local newspaper in which notice was published): _____

On (date of publication) _____

Signed: Date:

On behalf of:

CHECK LIST

Please check that you have enclosed the following:

Please tick

One copy of the completed application form, signed and dated

One copy of the location plan of the land at a scale of 1:1250 or 1:2500
and must be Ordnance Survey compliant

One copy of the completed certificate concerning notice to persons affected by the
obligation

Copy of planning obligation

NOTES

The application may be made only be a person against whom the planning obligation is enforceable.

A proposed modification of a planning obligation may not impose an obligation on any other person against whom the obligation is enforceable.

You must give notice of this application to any person against whom, on the day 21 days before the date of the application, the planning obligation is enforceable and whose name and address is known to the applicant.

If you do not have this information you must take reasonable steps to ascertain the name and address of every such person. If you are unable to ascertain this information you must, during the 21 day period immediately preceding the application, publish notice (in a prescribed form obtainable from the local planning authority) in a local newspaper circulating in the locality of the land to which the application relates.

There is no fee for this application