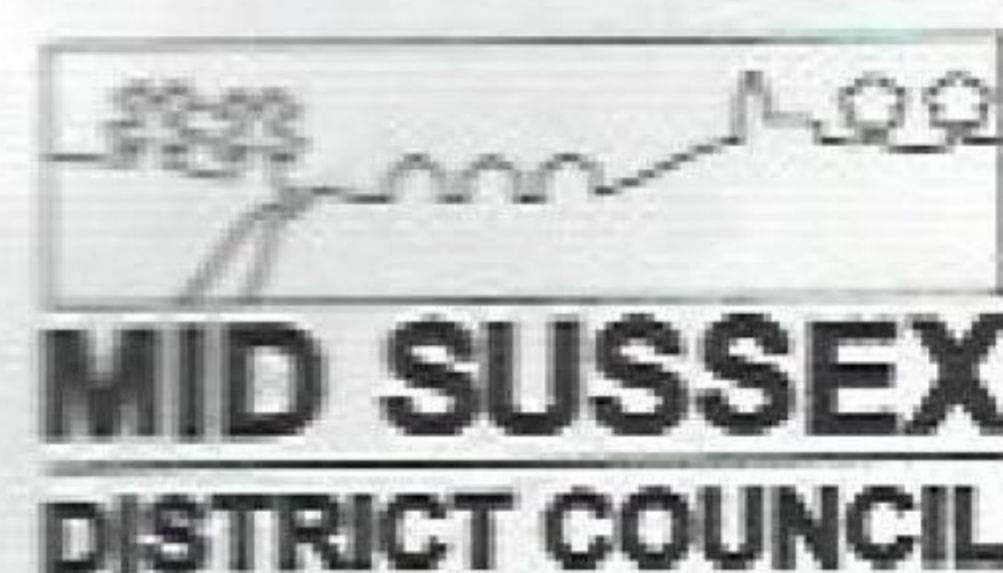




Oaklands Road
Haywards Heath
West Sussex
RH16 1SS

Switchboard: 01444 458166
Fax: 01444 477461
DX 300320 Haywards Heath 1
Email: servicesupport@midsussex.gov.uk
www.midsussex.gov.uk

For Official use

App No:
Date Rec:
Fee:

Application for the Modification or Discharge of Planning Obligations

Town and Country Planning Act 1990 (Section 106A)

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

Planning application forms are public documents and all information contained on them will be placed for public inspection on the Authority's website.

Please complete using BLOCK CAPITALS and black ink.

It is important that you read the accompanying guidance notes as incorrect completion will delay the processing of your application.

1. Application Type		Please tick	
Are you applying to modify planning obligation(s)?		☐	
Are you applying to discharge a planning obligation(s)?		☒	
Is the Obligation more than 5 years old?	Yes ☒ No ☐	Date Obligation was signed:	29/12/1986

2. Applicant Name and Address			
Title:	Mr	First Name:	MARTIN
Last Name:	SYMES		
Company (optional):			
Unit:	House Number:	58	House Suffix:
Address 1:	EAST STREET		
Address 2:	ASHBURTON		
Address 3:			
Town:	NEWTON ABBOT		
County:	DEVON		
Postcode:	TQ13 7AX		
Telephone Number:			
Email:			

3. Agent Name and Address			
Title:		First Name:	
Last Name:			
Company (optional):			
Unit:	House Number:		House Suffix:
Address 1:			
Address 2:			
Address 3:			
Town:			
County:			
Postcode:			
Telephone Number:			
Email:			

4. Address (to which obligation relates):

Unit: House Number: House Suffix:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

5. Nature of Applicant's Interest in Land

Freehold Owner: ☐

Lessee: ☒

Other (Please Specify):

6. Other Parties with Interest in Land:

Name	Address	Nature of Interest
HOATHLY HILL ASSOCIATION LTD	ARCHWAY, 25, HOATHLY HILL WEST HOATHLY RH19 4ST	FREEHOLD

7. Details of Planning Application:

Application reference:

Date of Decision:

Description of Application:

8. Details of Planning Obligation(s) to be Modified or Discharged:

RELEASE OF ABOVE PROPERTY FROM SECTION 52 RESTRICTIONS DATED 29 DECEMBER 1986 BETWEEN MSDC, CARBONEX LAND COMPANY LTD AND CARBONEX HOUSING ASSOCIATION LIMITED.

Your Reference DM/19/3820 APPLIED

2. Reason for Modification or Discharge of Planning Obligation(s):

IN LINE WITH OTHER LEASEHOLDERS AT
HOATHLY HILL, I WISH TO REMOVE THE
SECTION 52 RESTRICTION AS I AM TRYING
TO SELL THE PROPERTY AND BANKS WILL
NOT OFFER MORTGAGES ON PROPERTIES
AT HOATHLY HILL WITH THE S52
RESTRICTION STILL IN PLACE

10. Certificates

Certificate under Regulation 4 Town and Country Planning Act 1990 (Section 106A)

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

Supporting Notes:

An application for the modification or discharge of a planning obligation shall be accompanied by a certificate, either Certificate A, B or C.

Certificate A – to be completed where 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.

Certificate B – to be completed where the applicant gives notice of the application to any person (other than the applicant) against whom, 21 days before the date of the application, the planning obligation to which the application relates was enforceable; and whose name and address is known to the applicant.

Certificate C – to be completed where the applicant needs to give notice of the application to any person (other than the applicant) against whom, 21 days before the date of the application, the planning obligation to which the application relates was enforceable; but where names and addresses of all such persons NOT known to the applicant after he/she has taken reasonable steps to ascertain the information. The applicant shall during the 21 day period immediately preceding the application, publish notice of the application in a local newspaper.

Certificate A

1. 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:

Certificate B

1. I have/~~The applicant has~~ given the required 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.

Name of person on whom
Notice was service

Address at which notice was served

Date on which notice was
served

ANNABELLE DITHAM

58 EAST STREET
ASTHURTON DEVON TA13 7AX

7/4/25

Signed:

On behalf of:

Date:

Certificate C

I certify that:

1. I/The applicant cannot complete a Certificate A or B in respect of the accompanying application;
2. I have/The applicant has* given notice to the persons listed below, being persons against whom, on the day 21 days before the planning obligation to which the application relates was enforceable

Name of person on whom Notice was service	Address at which notice was served	Date on which notice was served

Signed:

On behalf of:

Date:

1. I have/The applicant has* taken reasonable steps to ascertain the name and address of every person whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application:
These steps were as follows (describe steps taken)

Notice of the application, as attached to this application, has been published on the

Date of publication:

Name of newspaper in which the notice was published:

Signed:

On behalf of:

Date:

Notice of an application to modify or discharge a planning obligation
Town and Country Planning Act 1990 (Section 106A)
Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

I GIVE NOTICE that (name of applicant)

MARTIN SYMES

is applying to MID SUSSEX DISTRICT COUNCIL to modify/discharge the planning obligation described below:

Obligation description:

(Insert a brief description of the planning obligation which the applicant wished to modify or discharge)

REMOVAL OF SECTION 52 RESTRICTION

Address of site:

(Insert address or location of land to which the planning obligation relates)

2 HOATHLY HILL WEST HOATHLY EAST GRINSTEAD
WEST SUSSEX RH19 4SS

Obligation date:

(Insert date that the obligation was entered into)

29/12/1986

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should send them to Mid Sussex District Council, by no later than:

28/4/25

Insert date giving a period of 21 days beginning with the date of service of this notice

Signed:

On behalf of:

Date:

7/4/25

12. Declaration:

I/We hereby apply for the modification or discharge of a planning obligation under Section 106A of the Town and Country Planning Act 1990 in accordance with the details above, and the submitted plan(s) and documents.

I/We have completed an ownership certificate (either certificate A, B or C as appropriate) and attached it to this application.

Signed:

[Redacted Signature]

On behalf of:

SAR

Date:

7/7/25

13. Checklist

Please read the following checklist to make sure you have sent all the information in support of your proposal. Failure to submit all information will result in your application being deemed invalid. It will not be considered valid until all information required by the Local Planning Authority has been submitted.

Submitted

Two copies of a completed and dated application form.

☒

Two copies of a plan which identifies the land to which the application relates drawn to an identified scale and showing the direction of North.

☒

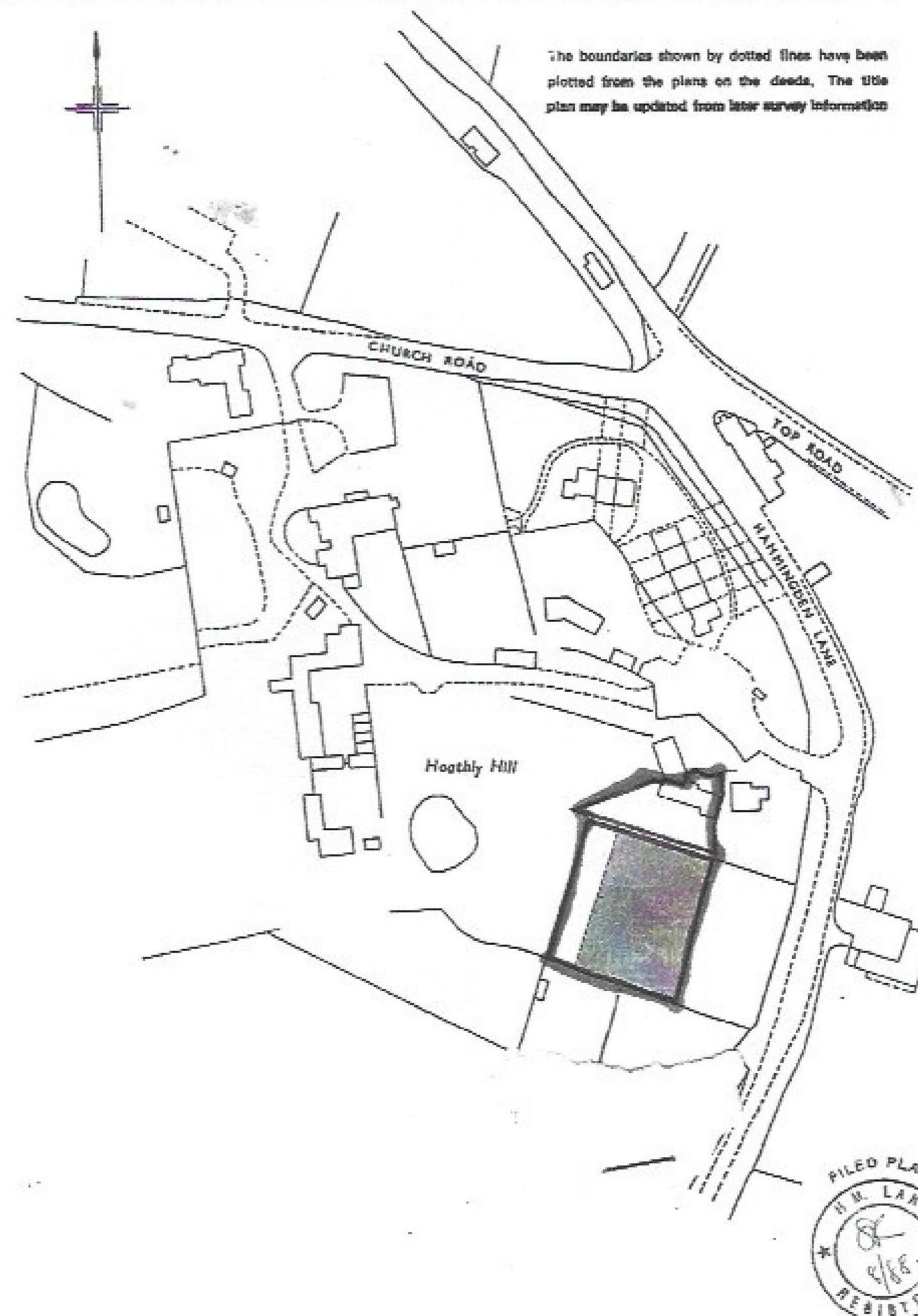
Two copies of other plans and drawings or information necessary to describe the subject of the application.

☐

A copy of the press notice if appropriate for a certificate

☐

H.M. LAND REGISTRY		TITLE NUMBER WSX 131250	
ORDNANCE SURVEY PLAN REFERENCE	TQ 3632	SECTION H	Scale 1/1250 Enlarged from 1/2500
COUNTY WEST SUSSEX	DISTRICT MID SUSSEX	© Crown copyright	



This official copy is incomplete without the preceding notes page.