



Joanne Fisher
Mid Sussex District Council
Oaklands Road
Haywards Heath
West Sussex
RH16 1SS

Submitted via the Planning Portal
16th April 2026

Dear Joanne,

RE: Section 73 Application – Variation of Condition, to site at Land to the North of Lyndon, Reeds Land, Sayers Common, West Sussex

We have today submitted via the Planning Portal a S73 application under reference **PP-14796633**, relating to DM/22/0640, to amend Condition 13.

Condition 13 (Wheelchair Units):

This application seeks approval for a minor amendment to condition 13 for the requirement to provide fully accessible M4(3)(2)(b) wheelchair units to plots 6 and 14. This application seeks approval to replace the requirement to provide '2 no. M4(3)(2)(b) wheelchair **accessible** units' with '2 no. M4(3)(2)(a) wheelchair **adaptable** units **or** M4(3)(2)(b) wheelchair **accessible** units'. This application also seeks approval to amend the trigger from '**prior to commencement**' to '**prior to occupation**'. We have exchanged contracts with Landspeed for the affordable units, and this amendment is required to provide market flexibility.

Condition 13 as approved:

Prior to the commencement of the construction of any dwelling or building, including the construction of foundations, further detailed design of the internal layout of the two M4(3)(2)(b) units to demonstrate compliance, shall be submitted to and agreed in writing the Local Planning Authority. The units shall only be constructed in accordance with the approved details.

Condition 13 as proposed:

Prior to the occupation of plots 6 and 14, further detailed design of the internal layout of the two M4(3)(2)(a) or M4(3)(2)(b) units to demonstrate compliance, shall be submitted to and agreed in writing with the Local Planning Authority. The units shall only be constructed in accordance with the approved details.

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We are also seeking a Deed of Variation to the Section 106 agreement dated 1st October 2025 (Ref: BF/008168) to replace all references to '**wheelchair accessible M4(3)(2)(b)**' with '**wheelchair adaptable M4(3)(2)(a) or wheelchair accessible M4(3)(2)(b)**'.

Elivia Homes have appointed Moore Barlow LLP as our solicitor. See contact details below:

[REDACTED]
Moore Barlow LLP
Gateway House, Tollage, Chandlers Ford, Eastleigh, SO53 3TG.

Elivia can confirm its acceptance to pay the Council's reasonable legal fees in respect of this matter.

We trust the information provided is sufficient for you to validate the application, but please do not hesitate to contact me should you require any further information.

Yours sincerely,

[REDACTED]

[REDACTED] | Head of Planning | Elivia Homes Eastern
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