

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

By email to [planninginfo@midsussex.gov.uk](mailto:planninginfo@midsussex.gov.uk)  
and [servicessupport@midsussex.gov.uk](mailto:servicessupport@midsussex.gov.uk)

Our Ref:

Your Ref:

Date:

When calling please ask for:

e-mail:

Direct Line:

Direct Fax:

Dear Sirs

**Application to vary Section 106 Agreement dated 9<sup>th</sup> June 2017 made between (1) Mid Sussex District Council (2) West Sussex County Council (3) John David Hooper and Georgina Hooper (4) Robert John Finch and Marilyn Suzanne Finch (5) Lindfield Land Heritage Limited (6) Peter Philip Harrison and Louise Mary Harrison (7) Denton & Co Trustees Limited and Mariette Lewis-Griffiths and David John Lewis Griffiths (8) Bright Eyes Limited (9) Simon Kenneth Hearn and John Vincent Broadbent (10) Barratt Wates (Lindfield) Limited and (11) Wates Developments Limited ("the Section 106 Agreement")**

**Land south of Scamps Hill, Lindfield, West Sussex**

We are instructed on behalf of Abri Group Limited ("Abri") a registered provider who is an owner of part of the above-named site subject to the Section 106 Agreement.

We submit this letter as part of Abri's application to modify the provisions of the Section 106 Agreement. A copy of the Section 106 Agreement is enclosed.

Abri seeks the Council's approval to make the following amendment to the Section 106 Agreement:

1. The Section 106 Agreement in its current form restricts the number of Dwellings that can be delivered as affordable housing to 60 no. or 30% of each Phase. This includes the use of Market Housing Units as additional affordable housing. Abri wishes to use some of the Market Housing Units on the site as additional affordable housing.

Abri therefore seeks an amendment to the Section 106 Agreement to ensure that the restriction on the number of dwellings that may be provided as affordable housing and the obligations governing the use of the section 106 Affordable Housing Units do not apply to the use of Market Housing Units as additional affordable housing.

We propose that the Section 106 Agreement should be amended by inserting a new paragraph 1.16 in the Second Schedule as follows:

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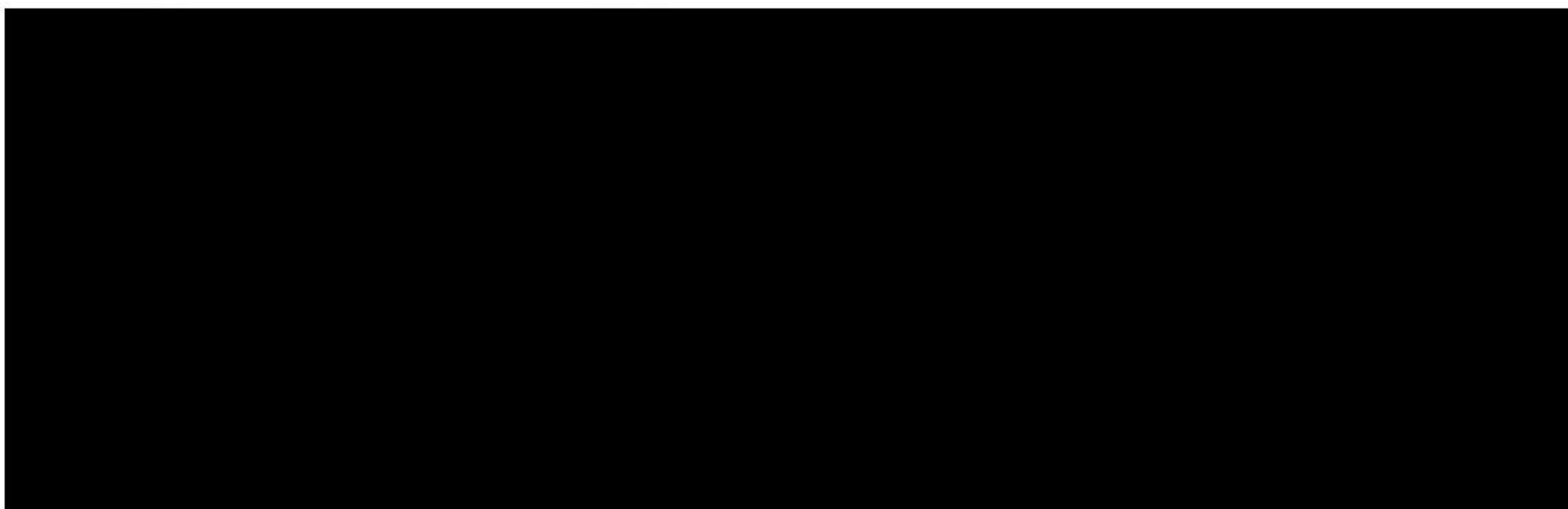
*'1.16 Nothing in this Deed restricts the use of the Market Housing Units as additional affordable housing (as defined in the National Planning Policy Framework) AND FURTHER such use of the Market Housing Units as additional affordable housing will not be subject to the obligations contained in this Second Schedule.'*

We would be grateful if you could confirm that the Council are supportive of this application and provide us with contact details of the relevant contact in your legal department who will progress the deed of variation.

Please let us know if there is any further information that you require.

We look forward to hearing from you.

Yours faithfully



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