



## Application form to modify or discharge a section 106 planning obligation

Please complete this form in block capitals using black ink. There are accompanying notes to help you.

Please note that, with the exception of applicant contact details and certificates of ownership, documents relating to this and all other valid applications are published on our website (see address at the top of this page).

If you have provided any other information as part of your application which falls within the definition of personal data under the Data Protection Act which you do not wish to be published on our website, please contact us.

You should use this form when applying to modify or discharge a planning obligation within Aylesbury Vale District.

For further information refer to The Town & Country Planning (Modifications and Discharge of Planning Obligations) Regulations 1992

Please send to the above address:

- 4 copies of this form, signed and dated
- 4 copies of a map, identifying the land to which the obligation relates, outlined in red
- 1 copy of such other information as you consider relevant to the determination of the application

Telephone: (01296) 585426 Minicom: (01296) 585055

| 1. Type of application                                     | Please tick              |
|--|--------------------------|
| Are you applying to <b>modify</b> a planning obligation    | <input type="checkbox"/> |
| Are you applying to <b>discharge</b> a planning obligation | <input type="checkbox"/> |

| 2. Applicant name and address   |                                  |
|---------------------------------|----------------------------------|
| Title: <input type="checkbox"/> | First name: <input type="text"/> |
| Last name:                      | <input type="text"/>             |
| Address:                        | <input type="text"/>             |
|                                 | <input type="text"/>             |
|                                 | <input type="text"/>             |
|                                 | <input type="text"/>             |
| Postcode:                       | <input type="text"/>             |

| 3. Agent name and address       |                                  |
|---------------------------------|----------------------------------|
| Title: <input type="checkbox"/> | First name: <input type="text"/> |
| Last name:                      | <input type="text"/>             |
| Address:                        | <input type="text"/>             |
|                                 | <input type="text"/>             |
|                                 | <input type="text"/>             |
|                                 | <input type="text"/>             |
| Postcode:                       | <input type="text"/>             |



| 8. Applicant contact details |                      |                      |
|------------------------------|----------------------|----------------------|
| Code                         | Tel Number           | Ext                  |
| <input type="text"/>         | <input type="text"/> | <input type="text"/> |
| Mobile number (optional)     |                      |                      |
| <input type="text"/>         |                      |                      |
| Fax number (optional)        |                      |                      |
| <input type="text"/>         |                      |                      |
| Email address (optional)     |                      |                      |
| <input type="text"/>         |                      |                      |

| 9. Agent contact details |                      |                      |
|--------------------------|----------------------|----------------------|
| Code                     | Tel Number           | Ext                  |
| <input type="text"/>     | <input type="text"/> | <input type="text"/> |
| Mobile number (optional) |                      |                      |
| <input type="text"/>     |                      |                      |
| Fax number (optional)    |                      |                      |
| <input type="text"/>     |                      |                      |
| Email address (optional) |                      |                      |
| <input type="text"/>     |                      |                      |

**Data Protection**

AVDC is a Data Controller under the Data Protection Act 1998. We hold information for the purposes specified in our notification to the Information Commissioner and may use this information for any of them. We may receive information about you from other organisations, or we may give information to them. If we do it will only be as the law permits, to check the accuracy of information, to prevent fraud or detect crime, or to protect public funds.

**Certificate A**

I 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.

Signed: ..... Date: .....

On behalf of: ..... *(delete if not applicable)*

**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 where notice was served | Date notice was served |
|------------------------------|---------------------------------|------------------------|
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |

Signed: ..... Date: .....

On behalf of: ..... *(delete if not applicable)*

**Certificate C**

I certify that *(delete where not applicable)*:

- 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 served | Address where notice was served | Date notice was served |
|------------------------------|---------------------------------|------------------------|
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |
| .....                        | .....                           | .....                  |

- the applicant has taken all 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: *(describe the steps taken)*
- notice of the application, as attached to this certificate, has been published in the appropriate newspaper on *(enter name and date of publication)*

.....

Signed: ..... Date: .....

On behalf of: ..... *(delete if not applicable)*

**Notice**

To be served by the applicant on the owner of any land not owned by the applicant (if applicable) when submitting 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)*:  
.....

Is applying to Aylesbury Vale District Council to modify the planning obligation described below

Planning obligation  
*(brief description of the planning obligation you wish to have modified or discharged):*

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

Date on which obligation was entered into:  
.....

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should contact Aylesbury Vale District Council by

*(enter date giving a period of 21 days beginning with the date of service or publication of the Notice as appropriate)*

Representations should be made by email to [devcon@aylesburyvaledc.gov.uk](mailto:devcon@aylesburyvaledc.gov.uk) or in writing to Development Control Division

AVDC  
The Gateway  
Gatehouse Road  
Aylesbury  
Bucks HP19 8FF

***Please note that any representations received will be published on our website and a copy placed on the file, which is available for public inspection.***

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

Signed: ..... Date: .....

On behalf of: ..... *(delete if not applicable)*