

**Q/0314/15**

ROBERT TUTTON TOWN  
PLANNING CONSULTANTS LTD

**PORTCHESTER EAST**

AGENT: ROBERT TUTTON  
TOWN PLANNING  
CONSULTANTS LTD

DEED OF VARIATION TO LEGAL AGREEMENT IN RELATION TO THE ERECTION OF SEVEN 2- & 3-BED DWELLINGS WITH NEW ACCESS FROM HIGHWAY (PLANNING PERMISSION REFERENCE P/12/0205/FP)

FORMER CATHOLIC CHURCH SITE WHITE HART LANE PORTCHESTER FAREHAM HAMPSHIRE PO16 9BS

***Report By***

Richard Wright - direct dial 01329 824758

***Planning Considerations - Key Issues***

Planning permission was granted in March 2013 under reference P/12/0205/FP for redevelopment of this site including the erection of seven dwellings.

The grant of planning permission was subject to a planning obligation requiring the payment of all of the following contributions prior to implementation of the development:

Part A

1. A Transport contribution to Hampshire County Council
2. A Safe Routes to School contribution to Hampshire County Council

Part B

1. An Open Space contribution to Fareham Borough Council
2. A Traffic Regulation Order contribution to Fareham Borough Council

The permission has not yet been implemented. To assist the cash-flow of this development the owners of the site have formally requested the Council's agreement to phase the Open Space and Transport contributions so that these payments would not be required before the development is commenced. They would instead like to vary the terms of the legal agreement to allow these contributions to be made in three equal payments upon occupation of the second, fourth and sixth houses.

Phasing the payments in this way would ensure the contributions are still paid in full. Officers are of the view that the variation should be agreed and a deed of variation entered into to allow the phased payment of the contributions.

***Recommendation***

That the owner enters into a Deed of Variation on terms drafted by the Solicitor to the Council to allow the payment of Open Space and Transport contributions in three equal installments upon occupation of the second, fourth and sixth dwellings granted permission under reference P/12/0205/FP.

# FAREHAM

## BOROUGH COUNCIL



FORMER CATHOLIC CHURCH SITE  
SCALE: 1:1,250

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. Licence 100019110. 2015

