

SOLENT RECREATION MITIGATION STRATEGY PAYMENT FORM
(FOR UP FRONT PAYMENT BY CHEQUE OF CONTRIBUTION TO THE SOLENT
RECREATION MITIGATION STRATEGY)

Dated:

Full Name of applicant(s):

Address of applicant(s):

Application number: W/ _____ (“the Application”)

Case number:

Name of Parish, or Ward if Winchester City:

Total amount of the Solent Recreation Mitigation Strategy contribution:

pounds (£ _____)

(“the Contribution”) being the amount due under the Strategy towards the cost of providing mitigation for the impact of the development on the Special Protection Areas under the Conservation of Habitats and Species Regulations 2017 (“the Habitats Regulations”)

This Deed and undertaking is made by the above named applicant (“the Applicant”) and is given to Winchester City Council of City Offices, Colebrook Street, Winchester (“the Council”)

WHEREAS

- (1) The Applicant is the owner/lessee/occupier/licensee/prospective purchaser of the land comprised in the Application as shown edged red on the plans submitted with the Application (“the Land”)
- (2) The Council is the Local Planning Authority for the purpose of the Town and Country Planning Act 1990 (“the Act”) for the area within which the Land is situated
- (3) The Applicant has applied to the Council for planning permission for the development specified in the Application (“the Development”)
- (4) The Land lies within the Solent Recreation Mitigation Strategy (December 2017) area and under the Habitats Regulations appropriate provision must be made to mitigate the impact of the Development on the Solent Special Protection Areas
- (6) The method of assessing the contribution required is set out in the Solent Recreation Mitigation Strategy (“the Strategy”) or any amendment revision or replacement thereof
- (7) This Deed is a planning obligation made pursuant to Section 106 of the Act and all other powers enabling the parties hereto

NOW THIS DEED WITNESSETH as follows:

1. The Applicant hereby covenants to pay the Solent Recreation Mitigation Strategy Contribution to the Council on or before the date of this Deed

The Council shall pay the Contribution when received into a Reserve Fund which shall be used exclusively to implement the proposals set out in the Strategy or any amendment or revision thereof

3. The Council shall refund the Contribution to the Applicant on demand in the event that the Application is refused.

4. The Council shall not refund the Contribution to the Applicant in the event that the Application is permitted.

5. The Applicant hereby acknowledges that the Contribution is lawfully due to the Council.

IN WITNESS whereof the Applicant has executed this undertaking as a Deed the day and year first before written

SIGNED as a DEED by

in the presence of:

Witness signature

Witness name (IN CAPITALS)

Witness address

SIGNED as a DEED by

in the presence of:

Witness signature

Witness name (IN CAPITALS)

Witness address

NOTES ON COMPLETION OF FORM

Applicant(s) should insert their full name(s) and addresses and sign as indicated.

Signature, printed name and address of witness(es) required.

When completed, please return to:

Planning, Winchester City Council, City Offices, Colebrook Street, Winchester, Hants, S023 9LJ.