

Application for the Modification or Discharge of Planning Obligations

Town and Country Planning Act 1990 (Section 106A)

Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992

PLEASE READ ACCOMPANYING GUIDANCE NOTES (on page 3 of this form)

FIRST AND COMPLETE IN BLOCK LETTERS

PLANNING APPLICATION FORMS ARE PUBLIC DOCUMENTS AND ALL INFORMATION CONTAINED ON THEM WILL BE PLACED ON DEPOSIT FOR PUBLIC INSPECTION BOTH IN THE COUNCIL OFFICES AND ON A WEB SITE

1a Name and Address of Applicant

HILL RESIDENTIAL LIMITED

THE POWER HOUSE, GUNPOWDER MILL,
POWDERMILL LANE, WALTHAM ABBEY, EN9 1BN

1b Name and Address of Agent (if any)

Name for contact

Email: ISABELYEARDLEY@HILL.CO.UK

Tel No: 020 8527 1400

Email:

Tel No:

2. Address of the Site *

ICKLEFORD MILL, ARLESEY ROAD, ICKLEFORD, HITCHIN, HERTFORDSHIRE, SG5 3UN

3. Description of Planning Obligation ** - please give sufficient information to enable the identification of the Planning Obligation you wish to modify or Discharge.

VARIATION OF THE SECTION 106 AGREEMENT BETWEEN 1) NORTH HERTFORDSHIRE DISTRICT COUNCIL, 2) HERTFORDSHIRE COUNTY COUNCIL AND 3) LOGIE PROPERTY CO. LIMITED, DATED 23 FEBRUARY 2024 (THE ORIGINAL S106 AGREEMENT).

4. Please State why you are applying for the moderation or discharge of the planning obligation IDENTIFIED ABOVE

THE PURPOSE OF THIS APPLICATION IS TO MAKE AMENDMENTS TO THE AFFORDABLE HOUSING AND DEVELOPMENT OBLIGATIONS CONTAINED IN THE ORIGINAL S106 AGREEMENT, UPDATE THE PARTIES TO REFLECT THE NEW FREEHOLD OWNER OF THE LAND, AND ENSURE THE OBLIGATIONS WITHIN THE ORIGINAL S106 AGREEMENT, AS VARIED, APPLY TO ANY PLANNING PERMISSION GRANTED PURSUANT TO THE LIVE OR FUTURE SECTION 73 APPLICATIONS.

5. Please provide any additional information that you consider relevant to the determination of this application.

THIS IS THE FIRST SECTION 106A APPLICATION BEING MADE FOLLOWING APPROVAL OF THE OUTLINE PLANNING PERMISSION AND COMPLETION OF THE ASSOCIATED ORIGINAL S106 AGREEMENT. THE RELEVANT PLANNING HISTORY IS SUMMARISED AS FOLLOWS:

- OUTLINE APPLICATION (17/01955/1) FOR 71 DWELLINGS – APPROVED
- SECTION 96A APPLICATION (25/02832/NMA) TO AMEND CONDITION WORDING – APPROVED
- SECTION 73 APPLICATION (26/00587/S73) TO AMEND CONDITION WORDING AND MAKE MINOR CHANGES TO THE APPROVED DEVELOPABLE AREA PLAN – CURRENTLY UNDER CONSIDERATION
- RESERVED MATTERS APPLICATION (26/00631/RM) FOR 55 DWELLINGS – CURRENTLY UNDER CONSIDERATION

Attach additional sheet if necessary

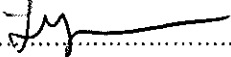
Please state the nature of the applicant's interest in the land.

HILL RESIDENTIAL LIMITED IS THE FREEHOLD OWNER OF THE LAND.

AT THE DATE OF THE ORIGINAL S106 AGREEMENT, THE LAND WAS REGISTERED AT HM LAND REGISTRY UNDER TITLE NUMBER HD450812 (LOGIE PROPERTY CO. LIMITED). BY A TRANSFER OF PART DATED 3 SEPTEMBER 2025, THE LAND WAS TRANSFERRED OUT OF TITLE NUMBER HD450812 AND IS NOW REGISTERED AT HM LAND REGISTRY UNDER TITLE NUMBER HD636693 (HILL RESIDENTIAL LIMITED).

Declaration TO BE COMPLETED BY ALL APPLICANTS

I/we hereby apply for the modification or discharge of a planning obligation under section 106A of the Town & Country Act 1990 in accordance with the details above, and the submitted plan(s) and documents
I/we have completed an ownership certificate (either certificate A, B, C or D as appropriate) and attached it to this application.

Signed 

On behalf of HILL RESIDENTIAL LIMITED

(insert applicant's name if signed by agent)

Date 11/05/26

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1992
CERTIFICATE UNDER REGULATION 4

CERTIFICATE A

I certify that:

1. 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

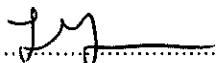
*On behalf of

CERTIFICATE B

I certify that:

1. *I have/The applicant has given the required 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:

Name of person on whom notice served	Address at which notice was served	Date on which notice was served
HERTFORDSHIRE COUNTY COUNCIL	COUNTY HALL, PEGS LANE, HERTFORD, HERTFORDSHIRE, SG13 8DE	11 TH MAY 2026
HILL RESIDENTIAL LIMITED	THE POWER HOUSE GUNPOWDER MILL, POWDERMILL LANE, WALTHAM ABBEY, ESSEX, EN9 1BN	11 TH MAY 2026
NORTH HERTFORDSHIRE DISTRICT COUNCIL	COUNCIL OFFICES GERNON ROAD LETCHWORTH HERTS SG6 3JF	11 TH MAY 2026

SIGNED  DATE 11/05/26

Town and Country Planning Act 1990 (Section 106A)

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1992**

CERTIFICATE UNDER REGULATION 4

CERTIFICATE C

I certify that:

1. I / The applicant * cannot complete a Certificate A or B in respect of the accompanying application.
2. I have / 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.

Name of person on whom notice served	Address at which notice was served	Date on which notice was served

1. I have/The applicant has* taken reasonable steps to ascertain the name and address of every person whom, on the day 21 days before the date of the accompanying application, the planning obligation to which the application relates was enforceable and who has not been given notice of the application: These steps were as follows: (a)

Notice of the application, as attached to this application has been published on the (b) In
the (c)

SIGNED DATE *On
behalf of

NOTES

* Delete where inappropriate

(a) description of steps taken

(b) date of publication

(c) name of newspaper in which the notice was published s106A - cert C

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Notice of an Application to Modify or Discharge a Planning Obligation

I GIVE NOTICE that (a) HILL RESIDENTIAL LIMITED

is applying to the North Hertfordshire District Council to modify the planning obligation described below:

PLANNING OBLIGATION

Obligation description: (b)

SECTION 106 AGREEMENT BETWEEN 1) NORTH HERTFORDSHIRE DISTRICT COUNCIL, 2) HERTFORDSHIRE COUNTY COUNCIL AND 3) LOGIE PROPERTY CO. LIMITED, DATED 23 FEBRUARY 2024.

Address of site: (c)

ICKLEFORD MILL, ARLESEY ROAD, ICKLEFORD, HITCHIN, HERTFORDSHIRE, SG5 3UN

Obligation date: (d) 23 FEBRUARY 2024

Any person against whom the planning obligation is enforceable who wishes to make representations about this application should make them in writing to the Development and Conservation Manager, North Hertfordshire District Council.
Correspondence Address: PO Box 10613, Nottingham, NG6 6DW
by:

(e) 1 JUNE 2026

Signed  Date 11/05/26

*On behalf of HILL RESIDENTIAL LIMITED

S106A notice

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Notice of an Application to Modify or Discharge a Planning Obligation

I GIVE NOTICE that (a) _____

is applying to the North Hertfordshire District Council to modify/ discharge * the planning obligation described below: -

PLANNING OBLIGATION

Obligation description :(b) _____

Obligation description :(c) _____

Obligation description :(d) _____

Any person against whom the planning obligation is enforceable who wishes to make representations about the application should make them in writing to the Development and Conservation Manager, North Hertfordshire District Council, Correspondence Address: PO Box 10613, Nottingham, NG6 6DW

by:

(e) _____

Signed _____ Date _____ *On

behalf of _____

NOTES

(a) Insert name of applicant.

(b) Insert description of planning obligation which the applicant wishes to modify or discharge (c) Insert address or location of land to which the planning obligation relates.

(d) Insert date that the obligation was entered into

(e) Insert date giving a period of 21 days beginning with the date of publication of this notice

* Delete where inappropriate.

S106A notice - press