

**ADVANCE SUPPLEMENTARY REPORT**  
**TO THE PLANNING COMMITTEE**  
**26<sup>th</sup> August 2014**

**Agenda item 8**

**First Quarter 2014/15 Report on extensions to time periods within which obligations under Section 106 can be entered into**

Since the agenda report was prepared on the 14<sup>th</sup> August there have been developments with respect to a number of the 11 cases referred to within the report. These developments are detailed below

With respect to case **(1) Application 13/00245/FUL – Old Springs Farm, Stoneyford (HLW Farms)** officers have again written to the agent pressing for a decision by their client, and indicating a fairly close deadline for a response.

With respect to case **(2) Application 13/00712/FUL – Blackfriars, Lower Street, Newcastle** your Officer has agreed to extend the period (within which the obligations must be entered into) to the 29<sup>th</sup> August, and the applicant has agreed at the same time to extend the statutory period (within which no appeal may be lodged) to the 5<sup>th</sup> September. The very latest indications are that the 29<sup>th</sup> August date is not likely to be achieved, in which case a modest extension will be agreed, as the wording of the document has been agreed by all 5 parties and it is solely a matter of its signing or execution by them – that is the site owners, the bank, the developer, the County Council and the Borough Council.

With respect to case **(3) Application 13/00625/OUT (Residential scheme) – Unit 7, Linley Trading Estate, Butt Lane** negotiations between the owners' solicitor and the Council's solicitor about the wording of the agreement have for the present been completed and the County Council's agreement to that document is now being sought, but has not yet been secured. Your Officer in the meantime has agreed to extend the period (within which the obligations must be entered into) to 5<sup>th</sup> September and the applicant has agreed at the same time to extend the statutory period to that same date.

With respect to case **(4) Application 14/00077/FUL – Maer Hall, Maer**, the applicant has now completed and returned the agreement, and as a result the planning permission should now be able to be issued "in time", following the applicant's agreement at the same time to extend the statutory period.

With respect to case **(5) Application 08/00795/EXTN2 – Former Holdcroft Garage, Knutton Lane, Wolstanton** information contained within the agenda report - that the applicant had shown no active interest in concluding this matter – has turned out not to be correct. A new period (within which the obligations must be entered into) ending on 18<sup>th</sup> September has been agreed by your Officer, and the applicant at the same time has agreed to extend the statutory period until the 22<sup>nd</sup> September.

With respect to case **(6) Application 14/00027/FUL Land adjacent to 31 Banbury Street** there has been further contact from the applicant and in this case your Officer has agreed to extend the period (within which the obligations must be entered into) until 8<sup>th</sup> October – so as to allow time for an independent viability assessment to be undertaken and for the matter potentially to come back to the Committee. At the same time the applicant has agreed to extend the statutory period until the 15<sup>th</sup> October.

With respect to case **(7) Application 13/00990/OUT Land Adjacent To Rowley House, Moss Lane, Madeley** your Officer having reviewed the current position has agreed to a further extension of the period (within which the obligations must be entered into) until 19<sup>th</sup>

September, provided the applicant agrees to extend the statutory period until that same date. A response to that request is awaited.

With respect to case **(8) Application 13/00525/OUT Land Between Apedale Road and Palatine Drive, Chesterton** your Officer having reviewed progress, and noting that the applicant has pursued the matter actively and positively since the Committee, has agreed to extend the period (within which the obligations must be entered into) to the 26<sup>th</sup> September, and the applicant has agreed to extend the statutory period to the 3<sup>rd</sup> October 2014.

With respect to case **(9) Application 14/00217/FUL Land At High Street/Marsh Avenue/Silverdale Road, High Street, Wolstanton** your Officer has agreed to extend the period (within which the obligations must be entered into) until 5<sup>th</sup> September – with the applicants actively pursuing completion of an agreement with the Council. At the same time they have agreed to extend the statutory period until 12<sup>th</sup> September.

With respect to case **(10) Application 14/00284/FUL Former Priory Day Centre, Lymewood Grove, Newcastle** your Officer agreed to extend the period (within which the obligations had to be entered into) until the 5<sup>th</sup> September, and the applicant at the same time agreed to extend the statutory period until the 12<sup>th</sup>. The agreement has subsequently been completed, and the decision notice of approval provided it is issued promptly should now be able to be issued “in time”.

With respect to case **(11) Application 14/00362/FUL (Section 73 application) Unit 7 Linley Road, Trading Estate, Butt Lane** progress has been made since 14<sup>th</sup> August by the Council’s solicitor in preparing a draft unilateral undertaking for consideration by the applicant. Your Officer has advised the applicant that the period (within which the obligation has to be entered into) is extended to the 15<sup>th</sup> September. The applicant has indicated their agreement to extend the statutory period until 5<sup>th</sup> September, being concerned that the Council should progress this matter.