



**APPLICATION TO VARY OR MODIFY A S106 PLANNING OBLIGATION**  
**Over 5 years from date of S106 completion (DOVO5)**

**IMPORTANT: This application must be accompanied by a completed land ownership notice**

The Site and Development:	
<b>Application Number(s)*:</b> <small>*Please include any S73 or S96A references</small>	
<b>Site Address:</b>	
<b>Postcode:</b>	
<b>Development Description:</b>	
<b>Date of Commencement:</b>	
<b>Date legal agreement** signed:</b>	
<small>**Please ensure a copy of the original signed agreement(s) and any subsequent Deed of Variation(s) are provided with your submission.</small>	

Contact Details (please indicate the main point of contact):	
<b>Agent/Developer</b> <input type="checkbox"/>	<b>Applicant</b> <input type="checkbox"/>
<b>Solicitor</b> <input type="checkbox"/>	
Solicitor Contact Details (ESSENTIAL)	
Name:	
Address:	
Postcode:	
E-mail Address:	
Phone / Mobile Number:	
Agent/Developer Details	
Name:	
Address:	
Postcode:	
E-mail Address:	
Phone / Mobile Number:	
Applicant Details (where applicable)	
Name:	
Address:	
Postcode:	
E-mail Address:	
Phone / Mobile Number:	

Deed of Variation Drafting <u>or</u> Review only?	
<b>DOV <u>review</u> request*</b> <input type="checkbox"/>	<b>DOV <u>drafting</u> request</b> <input type="checkbox"/>
<small>*Please provide your draft DOV as a Word document to allow for track changes and comments by the Council's Solicitor</small>	

## What are you seeking to amend & why?

**Example description:** "Deed of variation (under Town and Country Planning Act 1990 Section 106A), to the terms of the legal agreement dated 31st January 2023, linked to planning permission 23/01234/VOC (which amended 21/01234/FUL), to secure the provision of an agreed financial contribution in place of the on-site provision (Schedule 4). And to delete Schedule 6."

### Description template for your use:

Deed of variation (under Town and Country Planning Act 1990 Section 106A), to the terms of the legal agreement dated: \_\_\_\_\_

related to planning application reference: \_\_\_\_\_

in relation to (i.e. affordable housing under Schedule 5):

\_\_\_\_\_ under Schedule / clause number \_\_\_\_\_

To allow for the following amendments / variations (*please continue on separate sheet if necessary*):


### Please return your completed form to:

POST: Planning Services - Tendring District Council, Station Road, Clacton on Sea CO15 1SE  
EMAIL: [uuadmin@tendringdc.gov.uk](mailto:uuadmin@tendringdc.gov.uk)

### This form must be accompanied by:

- Copy of the relevant original Legal Agreement
- Copy of any subsequent Deed of Variation(s)
- Completed land ownership notice
- Up-to-date Title Documents
- Confirmation from the Obligations Team on the obligations discharged on the original s106 to date.
- Any relevant plans or documents that need to be amended as part of the variation (for example if the proposed DOV also triggers an amendment to a plan appended to the original S106 or any subsequent DOVs)
- The appropriate admin fee (and review fee, if applicable to this application). Where appropriate (drafting fees) Legal Services will invoice for their fees.
- **FOR DRAFTING REQUESTS** - Draft DOV as a Word document to allow for track changes and comments by the Council's Solicitor when reviewing.

### Fee payment:

- Please call 01255 686190 to make payment by debit or credit card.

Submission Declaration:	
Sign:	
Print Name:	
Interest in the land:	
Date:	