

I am requesting a discharge of the Section 106 on my deceased stepmother's property, Flat 1A Castle Farm on the following grounds.

The existence of the Section 106 has already prevented the sale of the property to a cash buyer. The discharge of her Will and distribution of her legacies to local people and local charities is contingent on the settlement of my stepmother's estate through the sale of the property.

The property incorporates the freehold for the whole of Castle Farm.

The property is in need of repair and modernisation to make it habitable.

The property includes responsibility for ensuring non-disturbance of a historic monument, Ennor Castle.

Given the flat is a small one bed-roomed property it is debatable as to whether a single person or couple on local wages or as key workers would want or could afford the liabilities included in the above encumbrances.

The Section 106 was imposed on my stepmother at a time of financial hardship. She had no option but to accept its conditions, despite efforts to renegotiate terms, to avoid homelessness. 27 years have elapsed since the Section 106 was added as an obligation to the grant of planning permission.