

Freedom of Information Act 2000

Your request for information has now been considered and the Council's response to your questions is shown below.

You asked:

I am writing under the Freedom of Information Act to request information on planning obligations ("s106 agreements") involving supermarkets (see definition below).

Please note I am interested in the following supermarket chains: Tesco, Asda, Sainsburys, Morrisons, Waitrose, Co-Op, Iceland, M&S, Aldi and Lidl (including other forms of their names). I am requesting applications for developments for any of these supermarkets, including those made by the supermarkets themselves and those made by other companies where the development will be one of the supermarkets.

More specifically

1. Since May 1, 2009

a) Please provide a copy of all s106 agreements related to planning applications for the construction or redevelopment of supermarkets, in their original form, and then a copy of any applications to modify the s106 agreements, and any subsequent s106 agreements.

For each s106 agreement please state the name of the applicant and supermarket chain involved, the location, and the most recent planning reference number for the site it refers to.

For applications to modify, please state if the modifications were approved. Please also state the legislation which any application to modify is made under.

For example, but not limited to:

- Applications to modify agreements using the Growth and Infrastructure Act (clause 7) - Affordable Housing Modification - which came into effect on 26 April 2013 (when the clause was introduced to s106 of the 1990 Town and Country Planning Act).**
- Applications to modify agreements in which a person bound by the planning obligation can seek to have the obligation modified or discharged after five years.**
- Instances in which provisions made in section 106 agreements have been appealed under an amendment (28th Feb 2013) to the The Town and Country Planning (Modification and Discharge of Planning Obligations) Regulations 1992.**
- All other instances where applications have been submitted to modify original s106 agreements.**

ANSWER:

We have four applications from named supermarkets with Section 106 agreements:

20100029: 569-585 AYLESTONE ROAD (ALDI)

20120415: BELGRAVE ROAD, SAINSBURYS

20120416: MELTON ROAD, GE LIGHTING (SAINSBURYS)

20111711: ABBEY LANE, EXPLORATION DRIVE, ASDA (applicant SDC Securities)

The agreements are available on the following web site link by entering the above numbers in the planning database and clicking on decision notice.

<http://rcweb.leicester.gov.uk/planning/onlinequery/mainsearch.aspx>

The legislation allows you to use the information supplied for your own personal use, or for journalistic purposes. If the information is a dataset (which does not relate to the environment), you may also use the information for commercial re-use under an [Open Government Licence](#).

If you are dissatisfied with the handling of your request please write to:

Information Governance Manager
Information and Support
Leicester City Council
FREEPOST (LE985/33)
New Walk Centre
LEICESTER LE1 6ZG
e-mail: info.requests@leicester.gov.uk

Your request for internal review should be submitted to the above address within 40 (forty) working days of receipt by you of this response. Any such request received after this time will only be considered at the Council's absolute discretion.

You may also seek independent advice from the Information Commissioner at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow SK9 5AF
Telephone: 01625 545 700
www.informationcommissioner.gov.uk

Please be aware that the Information Commissioner does not normally consider requests until the internal appeals process of the Council has been exhausted. You are therefore advised to appeal to the Information Governance Manager before contacting the Commissioner.