

T H I S A G R E E M E N T is made the 5th day
of March One thousand nine hundred and eighty-~~four~~^{five}

B E T W E E N THE BROADS AUTHORITY (hereinafter called "the
Authority") of Thomas Harvey House 18 Colegate Norwich of the first
part and CARNINGLE LIMITED (hereinafter called "the owners") of Hilton
House Sible Hedingham Braintree Essex of the second part

W H E R E A S:-

(1) In accordance with Section 101 and 102 of the Local Government Act
1972 the Authority exercises the functions of the local planning
authority for the purposes of the Town and County Planning Act 1971
for the area within which the land shown edged red on the annexed plan
No. 1 (hereinafter called "the said land") is situated

(2) The land fronts onto the A47 Trunk Road (hereinafter called "the
road") in respect of which the Secretary of State for Transport is the
highway authority

(3) The owners are the owners in fee simple free from incumbrances of
the said land

(4) The owners have made application (reference 84/0447) dated the 7th
March 1984 in accordance with the Town and Country Planning Act 1971
and the Orders and Regulations for the time being in force thereunder
for planning permission for the use of the land for residential
purposes

(5) The Authority is concerned to ensure that (a) the access from the
land onto the road is improved by the carrying out of the works shown
on the attached plan No. 285-5A (hereinafter called "the works")
before the commencement of the development mentioned in paragraph (4)
above and (b) the island site shown edged green on the annexed plan
No. 1 (hereinafter called the "island site") is used for private
moorings only

N O W T H I S D E E D W I T N E S S E T H as follows:-

ORDNANCE SURVEY

Scale: 1:1250 or 50-688 inches to 1 mile

Revised March 1946

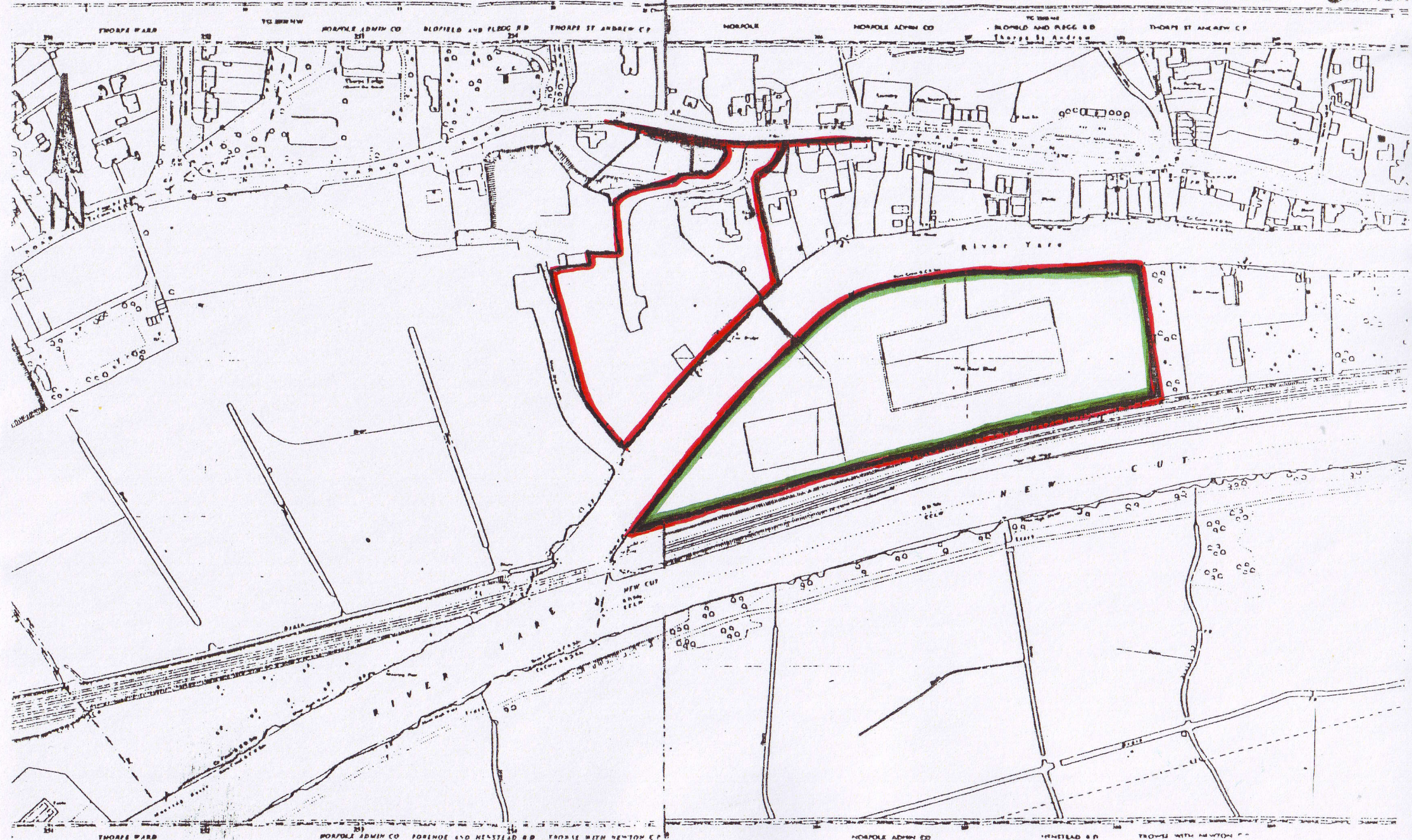
PLAN TO

VAL GRID PLANS Scale 1:1250

ORDNANCE SURVEY

HEIGHTS IN METRES

PLAN



1. This Agreement is made in pursuance of Section 52 of the Town and Country Planning Act 1971 Section 111 of the Local Government Act 1972 Section 278 of the Highways Act 1980 Section 33 of the Local Government (Miscellaneous Provisions) Act 1982 and all other enabling powers

2. The Authority hereby grant planning permission for the development described in application No. 84/0447 and formal notice to that effect is annexed hereto

3.(i) The owners hereby covenant that the planning permission granted in respect of application No. 84/0447 shall not be implemented and no development shall be commenced until the works have been completed to the satisfaction of and in accordance with the reasonable requirements and specifications of the Secretary of State for Transport (or Norfolk County Council on his behalf)

(ii) With regard to that part of the works which are to be carried out within the highway it is hereby agreed:-

(a) that they shall only be carried out by or under the Control of the Secretary of State for Transport (or Norfolk County Council on his behalf)

(b) the Owners shall pay to the Secretary of State for Transport (or Norfolk County Council on his behalf) the actual cost to him of carrying out the works such sum to be paid upon production of the completion certificate of the County Surveyor which certificate shall be binding on the owners and

(c) the Owners shall before the commencement of the works provide a Bond of Surety to guarantee payment for the cost of the works with the Surety being an Insurance Company Guarantee Society Bank or like body

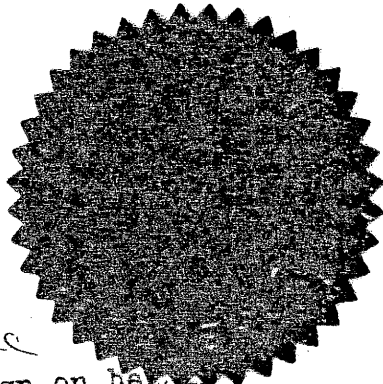
4. The owners hereby further covenant with the Authority that they will not cause or permit the island site to be used for any purpose other than the mooring of private boats and in particular but without

prejudice to the generality of this restriction that no hiring or sale of boats shall take place from the site.

5. References to "the Authority" and "the owners" shall include their respective successors and assigns insofar as appropriate within the terms of Section 52 of the Town and Country Planning Act 1971 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982

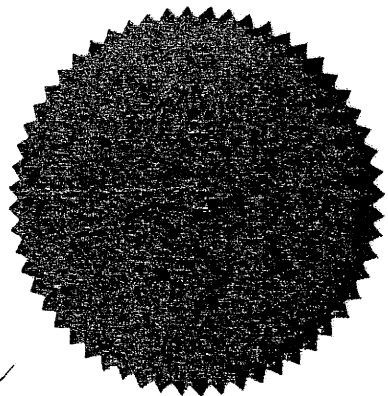
I N W I T N E S S whereof the Norfolk County Council on behalf of the Authority and the owners have caused their Common Seals to be hereunto affixed the day and year first before written

THE COMMON SEAL of THE NORFOLK)
COUNTY COUNCIL was hereunto)
affixed on behalf of the BROADS)
AUTHORITY in the presence of:-)



J. C. [Signature]
Authorised to sign on behalf
of the County Solicitor and Solicitor to
the Broads Authority

THE COMMON SEAL of CARNINGLE)
LIMITED was hereunto affixed in)
the presence of:-)



DIRECTOR

[Signature]

SECRETARY.

[Signature]

Town and Country Planning Act 1971.

Planning permission

Name and Address of Applicant

Carningle Limited,
c/o Francis Hornor and Son,
Queen Street,
Norwich

Name and Address of Agent (if any)

Francis Hornor & Son,
Old Bank of England Court,
Queen Street,
Norwich,

Part I - Particulars of applicationDate of Application: 7th March 1984Application no. 84.0447Particulars and Location of Development:

Erection of 12 flats, 4 detached houses, 9 townhouses, associated garages, and construction of estate road and S.W. sewer, Adjoining Thorpe Old Hall, Yarmouth Road, Thorpe.

Part II - Particulars of decision

The Broads Authority hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1971 that permission has been granted for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following condition(s) :

1. The development must be begun not later than five years beginning with the date of this permission. C 101
2. The development hereby permitted shall not be carried out otherwise than in accordance with O.S. Plan scale 1:2500 received 18th April 1984 and drawing nos. 285/5A; 285/TPb; CTP 352/01B; CTP 352/02C; CTP 352/03A; CTP 352/4A; 285/6A; 285/7; 285/8; 285/9; 285/10; 285/11; 285/12; 285/13. C 401
3. The flats, houses, garages and screen walls hereby approved shall be constructed in the bricks and tiles specified in the schedule received 12th July 1984, unless otherwise agreed in writing with the Local Planning Authority.
4. The landscaping scheme, including surfacing and boundary treatments as submitted shall be carried out in so far as it affects individual plots before the dwellings on those plots are first occupied unless otherwise agreed in writing by the Local Planning Authority. C 904
5. Elsewhere, the landscaping and screening shall be carried out within 12 months of commencement of development of the site or within such period as may otherwise be agreed in writing with the Local Planning Authority. C 903
6. Any tree or shrub which dies within five years of planting shall be replaced to the satisfaction of the Local Planning Authority. C 907
7. Notwithstanding the provisions of Article 3(1) in Classes I(1)(2)(3) and (5) and II(1) of the First Schedule to the Town and Country Planning General Development Order 1977 and the Town and Country Planning General Development (Amendment) Order 1981, no building, extension or structure and no wall, fence or other means of enclosure, other than as hereby approved, shall be erected, placed or planted within the area lying between any dwelling, wall or fence and the adjoining public footpath or between dwellings nos. 13, 14, 15 and 16 and the River Yare. C 614
8. Notwithstanding the details shown on drawing No. 285/TPb a scheme for the improvement of the appearance of the bridge across the River Yare shall be submitted to and approved by the Local Planning Authority prior to the commencement of development on the site or within such longer period as may be agreed in writing with the Local Planning Authority. Such scheme as is approved shall be carried out within 12 months of the commencement of development or within such longer period as may be agreed in writing by the Local Planning Authority.

Planning permission

The reason(s) for the condition(s) is/are :

- . Required to be imposed pursuant to section 41 of the Town and Country Planning Act, 1971. R.115
- . To ensure the permission relates to the application as amended. R.111
- . 4.5.6. and 7. To safeguard the satisfactory visual amenities of the area. R.106
- . To ensure the Local Planning Authority is fully informed of the precise details which are not contained in the present application. R.110

Date: 5th. March, 1985

Thorpe Lodge, Yarmouth Road, Norwich, NR7 ODU.



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On behalf of the Broads Authority

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.

DATED 5th. March 198~~4~~⁵

THE BROADS AUTHORITY

- and -

CARNINGLE LIMITED

Duplicate/

A G R E E M E N T

under Section 52 of the Town and Country
Planning Act 1971 relating to land at
Thorpe St. Andrew

T.D.W. Molander, Esq., M.A.,
County Solicitor,
Norfolk County Council,
County Hall,
Martineau Lane,
Norwich, NR1 2DH.