

THIS AGREEMENT is made the 18TH day of JUNE

One thousand nine hundred and eighty-five

BETWEEN THE BROADS AUTHORITY (hereinafter called "the Authority") of Thomas Harvey House 18 Colegate Norwich of the first part and LEONARD ERNEST FUNNELL trading as FAIRCRAFT CRUISERS of Loynes Boatyard Wroxham (hereinafter called "the Owner") of the second part

WHEREAS:-

(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 Country Planning Act 1971 for the area within which the land shown edged red on the annexed plan (hereinafter referred to as "the said land") is situated

(2) The Owner is the owner in fee simple in possession free from incumbrances of the said land

(3) The Owner has made application (reference number 85.0226) dated 11th February 1985 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 to redevelop the said land by the erection of 8 houses and 2 flats

(4) The Authority is concerned to ensure (i) that the development does not lead to an increase in the number of boats operating from the said land (such an increase being contrary to the Broadland Study and Plan and the policy of the Authority) and (ii) that the houses and flats are not permanently occupied but otherwise has no objection to the proposed development

NOW THIS DEED WITNESSETH as follows:-

1. This Agreement is made in pursuance of Section 52 of the Town and Country Planning Act 1971 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 number 85.0226 subject to conditions and formal notice to that effect is annexed hereto

3. The Owner hereby covenants with the Authority:-

(i) that he will not cause or permit the number of motor craft operating from or kept on the said land to exceed 90 at any time of which not more than 48 shall be hire craft and not more than 32 shall be day boats (subject to any variation agreed from time to time in writing by the Authority and the owner)

(ii) that unless otherwise agreed in writing with the Authority he will only allow the houses and flats described in application number 85.0226 and shown on the annexed plan to be occupied for eleven months per annum and in consequence thereof the houses and flats shall not be used or occupied in any year during the one month periods specified below:-

(a) Houses 1-3 and flats 4 and 5 shall not be occupied between 1st November and 30th November inclusive

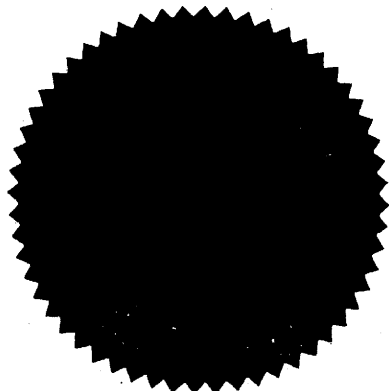
(b) Houses 6-10 shall not be occupied between 15th January and 14th February inclusive

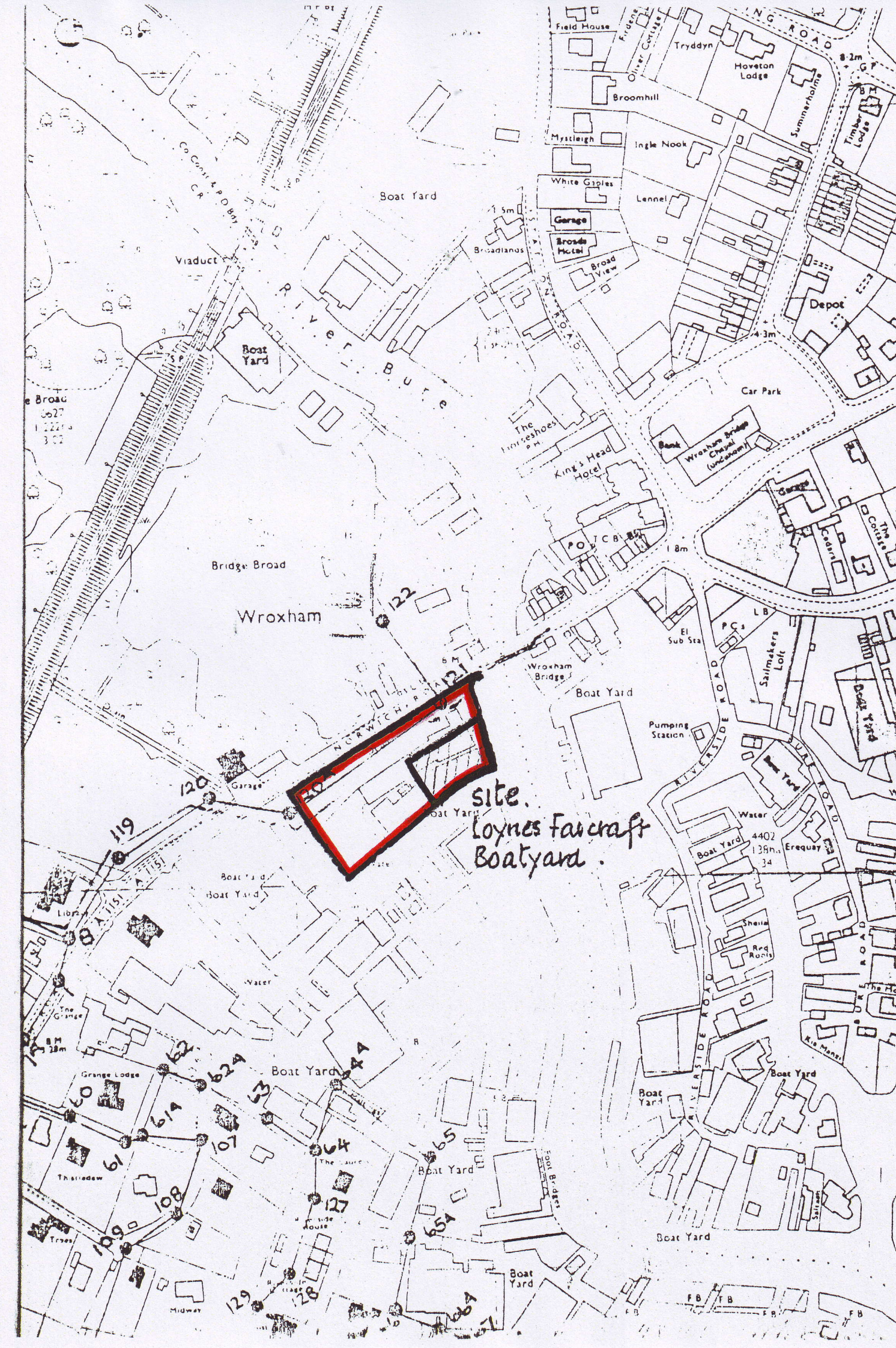
4. The expression "the Authority" and "the Owner" shall include their respective successors and assigns as appropriate within the terms of Section 52 of the Town and Country Planning Act 1971

I N W I T N E S S whereof the Norfolk County Council has affixed its Common Seal on behalf of the Authority and the Owner has set his hand and seal 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:-)

Ch. J. J. J. J.





and Country Planning Act 1971.

Form 2E

Planning permission

Name and address of applicant

Name and address of agent (if any)

Loynes Faircraft Ltd.,
Boatyard, Norwich Road,
Wroxham, Norwich.

Mr. P. Dunham,
5 Wherry Quayside,
Coltishall, Norwich.

Part I - Particulars of application

Date of application:

Application no.

Received 11th February, 1985.

85.0226

Particulars and location of development

Erection of 8 Houses and 2 Flats, Loynes Faircraft Ltd., Boatyard,
Norwich Road, Wroxham.

Part II - Particulars of decision

Broads Authority

By give notice in pursuance of the provisions of the Town and Country Planning Act 1971 that ~~XXXXXX~~ permission has been granted the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:

The development must be begun not later than the expiration of
mission.

five years beginning with the date of this

Prior to the commencement of the development hereby permitted, or within such longer period as may be specified by the Local Planning Authority, a landscaping scheme including surfacing and boundary treatments, shall be submitted to the Local Planning Authority for approval.

The landscaping scheme, including surfacing and boundary treatments, as submitted shall be carried out prior to the building hereby approved being brought into use, unless otherwise specified in writing by the Local Planning Authority.

(Continued)

Reasons for the conditions are:

Required to be imposed pursuant to section 41 of the Town and Country Planning Act, 1971.

To safeguard the satisfactory visual amenities of the area.

Date: 18TH JUNE 1985
Type: Lodge, Yarmouth Road, Norwich, NR7 ODU.

A. H. Cole

Broads Authority
on behalf of the ~~XXXXXX~~

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.

lication No. 85.0226

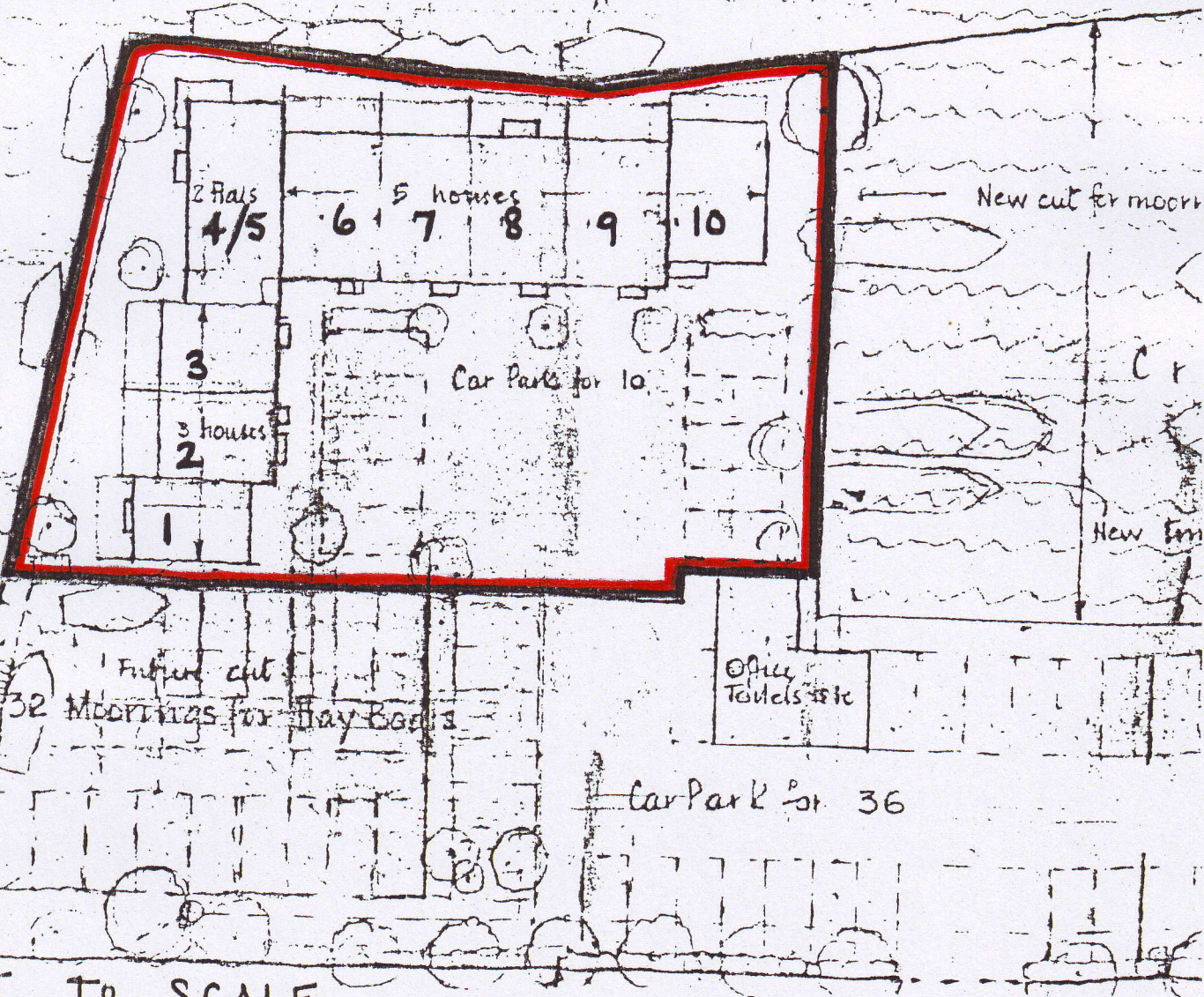
CONDITIONS CONTINUED)

Any tree or shrub which dies within five years of the planting of the first tree or shrub shown in that position on the approved landscaping scheme shall be replaced to the satisfaction of the Local Planning Authority.

te:
orpe Lodge, Yarmouth Road, Norwich, NR7 0DU.

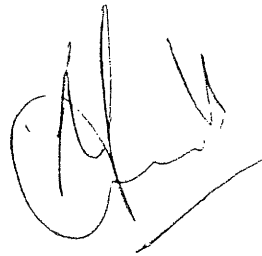
R. H. G. G.

on behalf of the Broads Authority



NOT TO SCALE

SIGNED SEALED AND DELIVERED by)
LEONARD ERNEST FUNNELL in the)
presence of:-)

A handwritten signature in dark ink, appearing to be 'L. E. Funnell', written in a cursive style.

V. E. Stone

20 Fletcher Chase

Tunbridge

SECRETARY.

DATED

18TH JUNE

1985

THE BROADS AUTHORITY

- and -

FAIRCRAFT CRUISERS

A G R E E M E N T

Agreement under Section 52 of the Town
and Country Planning Act 1971 relating
to land at Wroxham