

THIS AGREEMENT is made the 14th day of July 1986

BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk (hereinafter called "the Council") of the first part RETIREMENT APPRECIATION LIMITED whose registered office is situate at Clement Court Redwell Street Norwich in the said County of Norfolk (hereinafter called "the Owner") of the second part and HILL SAMUEL & CO. LIMITED. whose registered office is situate at 100 Wood Street London EC2P (hereinafter called "the Bank") of the third part

WHEREAS

1. The Council is the Local Planning Authority for the purpose of this Agreement
2. The Owner is seised in fee simple absolute in possession of the property described in the First Schedule hereto (hereinafter called "the Property") subject to the mortgage hereinafter recited but otherwise free from incumbrances
3. By a mortgage dated the 9th day of July 1986 and made between the Owner of the one part and the Bank of the other part the Owner charged the property to the Bank upon the terms and conditions therein contained
4. The Owner has applied to the Council under reference number 86.0174 for Planning Permission for development to be carried out on the property hereinafter described
5. The Council the Owner and the Bank have agreed subject to Planning Permission being granted in consequence of the aforesaid application to enter into this agreement pursuant to Section 52 of the Town and Country Planning Act 1971 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982

NOW THIS DEED WITNESSETH as follows:

1. Subject to Planning Permission being granted in consequence of Application Number 86.0174 and pursuant to the said Section 52 and the said Section 33 respectively the Owner and the Bank hereby jointly and severally

agree declare and covenant with the Council that from the date on which the aforesaid Planning Permission shall be granted the property shall be permanently subject to the conditions restricting or regulating the development or use of the property specified in the First Part of the Second Schedule hereto and the obligations specified in the Second Part of the Second Schedule shall be performed by the Owner

2. The expressions "the Council" "the Owner" and "the Bank" shall where the context so admits include their respective successors in title and assigns

IN WITNESS whereof the Council the Owner and the Bank have caused their respective Common Seals to be hereunto affixed the day and year first before written

THE FIRST SCHEDULE REFERRED TO

THE PROPERTY

ALL THAT piece or parcel of freehold land situate in the Parish of Hellesdon in the said County and containing in area two point three six seven acres or thereabouts and abutting Reephams Road there and shown edged red on the plan annexed hereto

THE SECOND SCHEDULE REFERRED TO

THE CONDITIONS

FIRST PART

With the exception of the dwelling shown on the plans submitted in connection with the said application for planning permission as "wardens house and office" and the rooms shown on these plans as "residents lounge" and "guest room" respectively none of the dwellings permitted by the said planning permission shall be occupied by persons under the age of

fifty-five years unless they be registered disabled persons excepting that
 where any such dwelling is occupied by more than one person then not more
 than one of those occupants shall be aged less than fifty-five years and
 also save that a dwelling can be occupied by a person who had previously
 resided in that dwelling with a person who was aged fifty-five years or
 over at the commencement of the joint occupation

PART TWO

The Owner will execute the development or works authorised by the said
 planning permission strictly in accordance with the plans forming part of
 that planning permission and observe fully all the conditions to which that
 planning permission is subject insofar as such conditions relate to the
 execution of such development or works

THE COMMON SEAL of)
 BROADLAND DISTRICT COUNCIL)
 was hereunto affixed in the)
 presence of:)

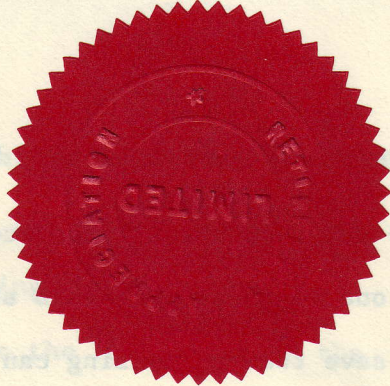


B R Chad

Chief Executive and Clerk

2899

THE COMMON SEAL of)
RETIREMENT APPRECIATION)
LIMITED was hereunto)
affixed in the presence of:)



J. Alexander Gindair

Director.

R. D. Huth

Secretary.

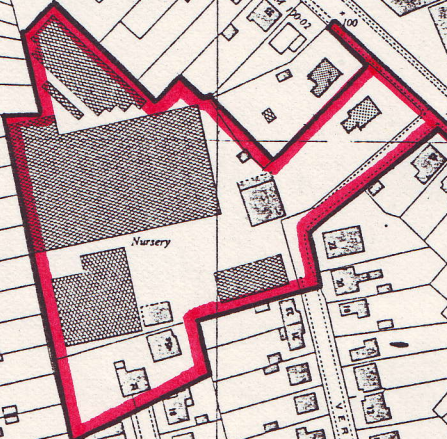
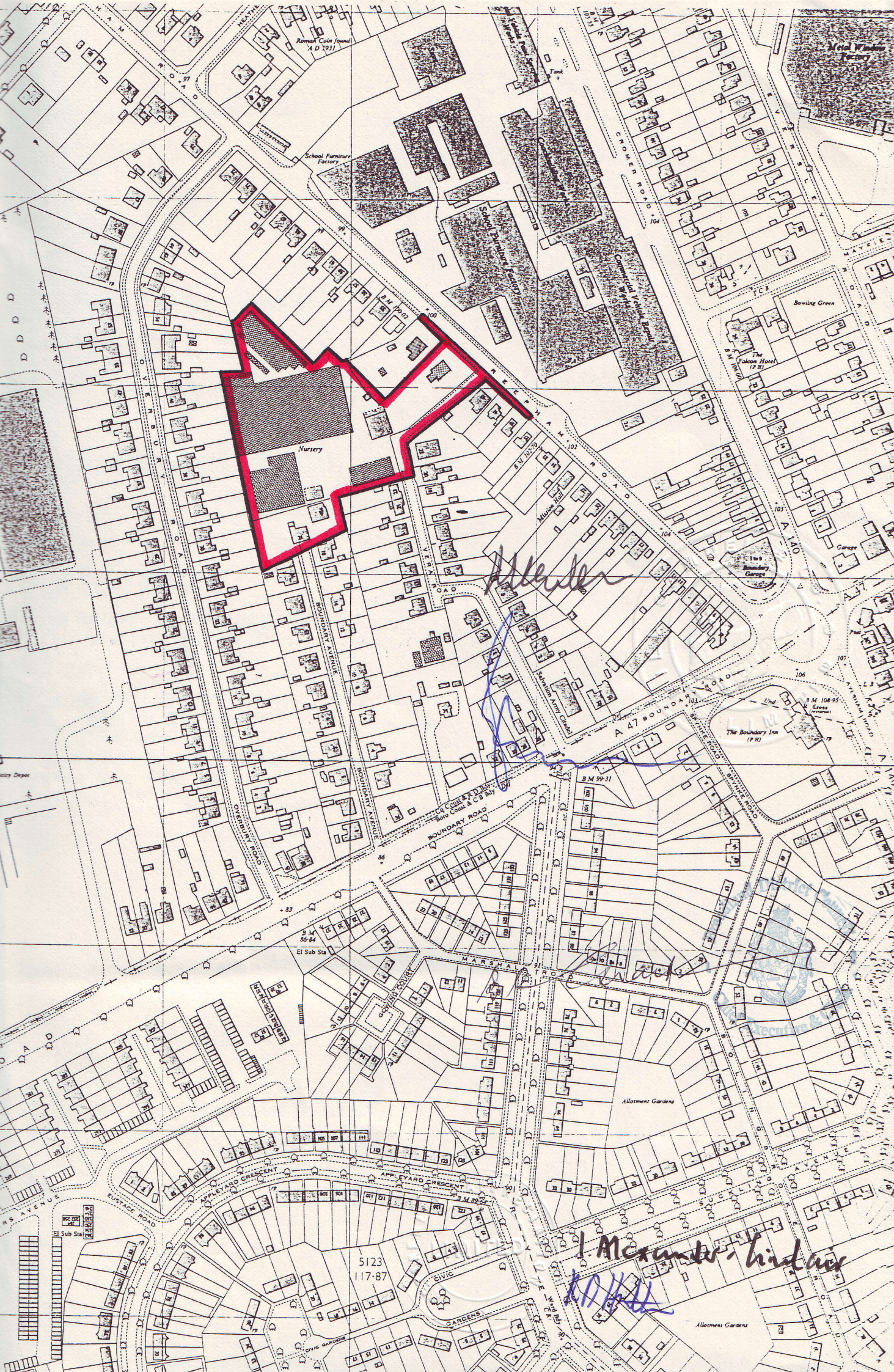


THE COMMON SEAL of HILL)
SAMUEL & CO. LIMITED was)
hereunto affixed in the)
presence of:)



4580

M. W. Hill Director
[Signature] Secretary



Handwritten note in blue ink: A 47 BOUNDARY ROAD

Handwritten note in black ink: 1 Alexander Lindsay

5123
117-87

Dated 14th July 1986.

BROADLAND DISTRICT COUNCIL

and

RETIREMENT APPRECIATION LIMITED

AGREEMENT

relating to land at Reepham Road
Hellesdon Norfolk

S.52. Town and Country
Planning Act 1971 and
S.33 Local Government
(Miscellaneous Provisions)
Act 1982

B.A. Yates,
District Solicitor,
Broadland District Council,
Thorpe Lodge,
Yarmouth Road,
Norwich, NR7 ODU.