

THIS AGREEMENT is made the

23rd

day of December

One thousand nine hundred and eighty-six

B E T W E E N THE BROADS AUTHORITY (hereinafter called "the Authority") of County Hall Martineau Lane Norwich of the first part and MOORE AND COMPANY (hereinafter called "the Owners") of the second part

W H E R E A S:-

(1) In accordance with Sections 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 called "the said land") is situated

(2) The Owners are the owners in fee simple in possession free from incumbrances of the said land

(3) The Owners have made application (reference 86/0183/0) dated 22nd January 1986 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 develop the said land by the erection of 11 holiday houses ("the said 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. In the event of planning permission being granted for the said development the Owners hereby covenant with the Authority that:-

(i) the 11 holiday houses will not be occupied for more than eleven months in any one calendar year

(ii) they will not cause or permit their existing hire fleet operating from the said land to exceed 54 craft at any time

(iii) they will not cause or permit the moorings on the said land to

be used for any purpose other than

(a) their hire fleet

(b) overnight moorings or

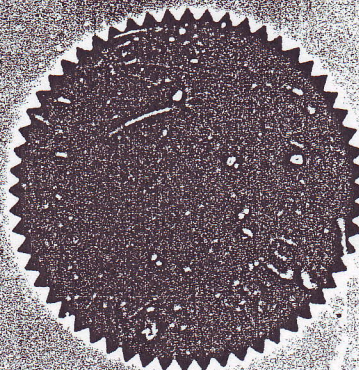
(c) boats and dinghies associated with the occupation of the holiday houses on the said land

3. The restrictions contained in clause 2 may be varied from time to time by agreement between the Authority and the Owners

4. The expressions "the Authority" and "the Owners" 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 Authority and the Owners have caused their respective Common Seals to be 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:-)



R N Auton

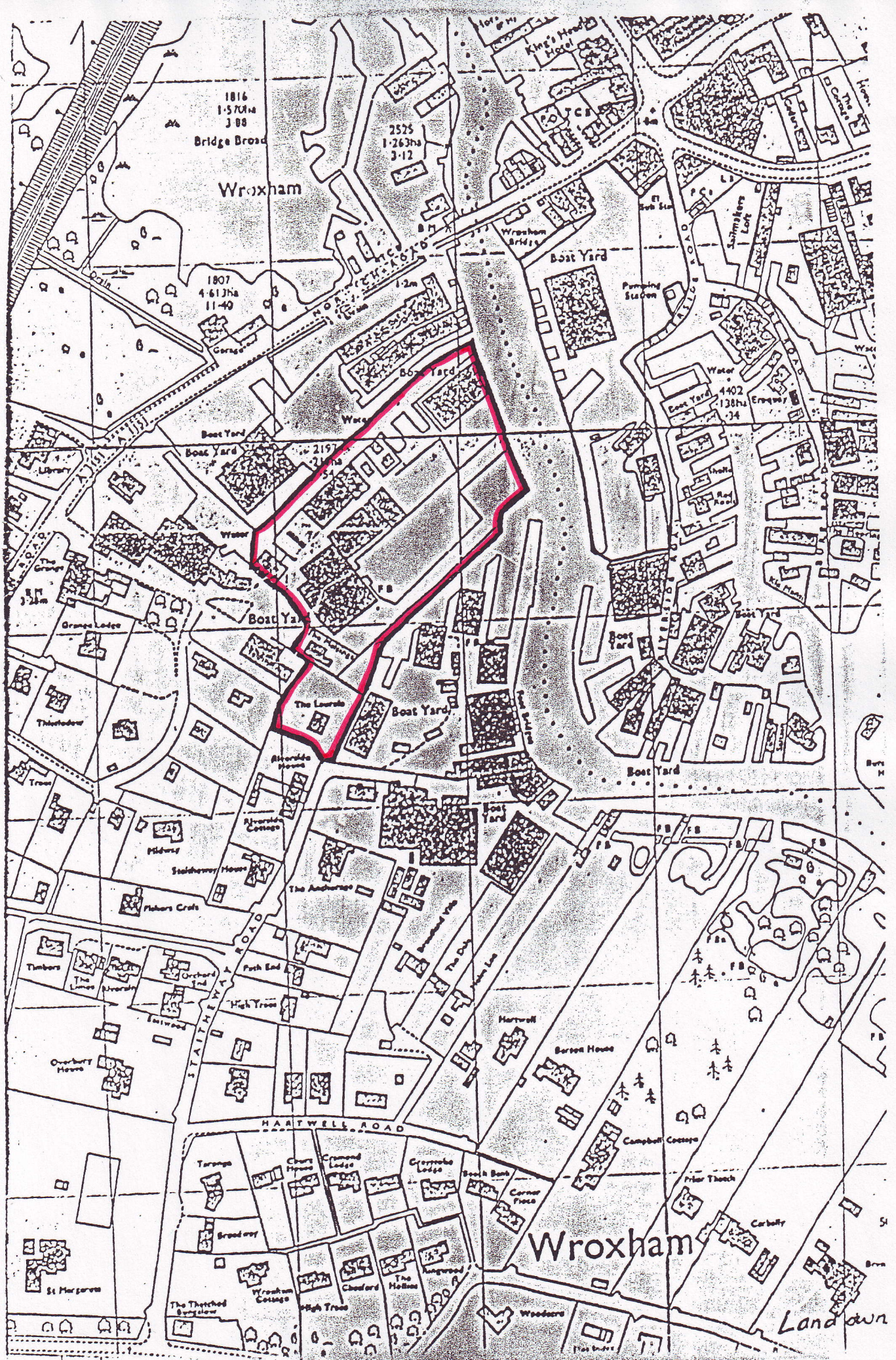
Authorised to sign on behalf

of the County Solicitor and Solicitor to the Broads Authority

THE COMMON SEAL of MOORE AND)
COMPANY was hereunto affixed)
in the presence of:-)

ACCOUNTANT

139 CECIL ROAD, NORWICH.



DATED 23rd December 1986

THE BROADS AUTHORITY

- and -

MOORE AND COMPANY

A G R E E M E N T

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

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