

T H I S A G R E E M E N T is made the 10th day of August

One thousand nine hundred and eighty nine B E T W E E N BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk (hereinafter called "the Council") of the first part DEREK GORDAN HICKMAN and HAZEL HICKMAN both of Amberley Lodge Great Witchingham in the said County (hereinafter together called "the Owners") of the second part and LLOYDS BANK PLC of 16 Gentleman's Walk Norwich Norfolk (hereinafter called "the Bank") of the third part

W H E R E A S

1. The Council is the Local Planning Authority for the purposes of this Agreement
2. The Owners are seized in fee simple absolute in possession of the piece or parcel of freehold land (hereinafter called "the Property") shown edged red on the plan annexed hereto and forming part of the curtilage of the dwelling known as Amberley Lodge aforesaid subject to the legal charge next hereinafter recited but otherwise free from incumbrances
3. By a legal charge dated first day of June One thousand nine hundred and eighty seven the Property together with other property was charged by way of legal mortgage to the Bank to secure the monies mentioned therein
4. The Owners have applied to the Council under Reference Number 89.0347 for planning permission for the construction of a building on the property
5. The Council the Owners and the Bank have agreed subject to planning permission being granted in consequence of that application to enter into this Agreement pursuant to Section 52 Town and Country Planning Act 1971

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

1. Subject to planning permission being granted in consequence of Application Number 89.0347 and pursuant to the said Section 52 the Owners hereby 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 Schedule hereto

2. Subject to the said planning permission being granted and pursuant to the said Section 52 the Bank hereby agrees declares and covenants with the Council that whilst the Bank is in possession of the Property pursuant to its powers as a mortgagee it will observe the said conditions specified in the said schedule and will procure in any conveyance or transfer of the property pursuant to its power of sale as a mortgagee that the purchaser from it and that purchasers successors in title will at all times thereafter perform and observe the said conditions

3. The expressions "the Council" "the Owners" and "the Bank" shall where the context so admits include their respective successors in title and assigns
IN W I T N E S S whereof the Council and the Bank have caused their respective Common Seals to be affixed hereunto and the Owners have set hereunto their respective hands and seals the day and year first before written

T H E S C H E D U L E

Not to use the building constructed under the authority of the said planning permission Reference Number 89.0347 for any purpose other than those incidental or ancillary to the occupation of the dwelling house known as Amberley Lodge aforesaid and shown hatched blue on the said plan annexed hereto to the intent that the said new building constructed pursuant to the said planning permission shall together with the previously existing buildings known as Amberley Lodge aforesaid form one dwelling house

Great Witchingham

MORSE CLOSE

To A1067

Rose Cottage

COMMON LANE

Lenwade Covert

AREA DIRECTOR
NORFOLK

Lloyds Bank Plc
Horsefair House
17, St. Faiths Lane
Norwich
NR1 1NE

Amberley Lodge

Builder's Depot

Director of Administration

5613
243ha
60

6205
688ha
1.70

6703
105ha
6

1:1250

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



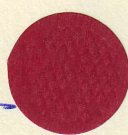
3817

[Signature]

Director of Administration

SIGNED SEALED AND DELIVERED)
by the said DEREK GORDON HICKMAN)
in the presence of:)

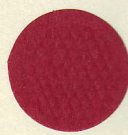
[Signature: D.G. Hickman]



WITNESS *[Signature]*
ADDRESS 75 WILBURNE AVE, NORWICH
OCCUPATION SALESMAN

SIGNED SEALED AND DELIVERED)
by the said HAZEL HICKMAN in the)
presence of:)

[Signature: H. Hickman]



WITNESS *[Signature]*
ADDRESS 75 WILBURNE AVE, NORWICH
OCCUPATION SALESMAN

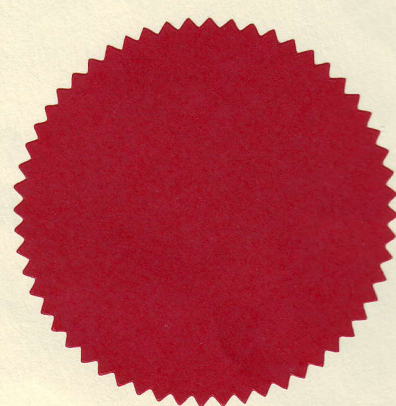
THE COMMON SEAL of LLOYDS BANK)
PLC was hereunto affixed in the)
presence of:)

SIGNED SEALED AND DELIVERED BY
JOHN BARRY ROWSON
AREA DIRECTOR
AS ATTORNEY FOR LLOYDS BANK PLC
IN THE PRESENCE OF

[Signature]

Authorised Signatory

17 ST FAITH'S LANE, NORWICH, NORFOLK
NR1 1NE



Dated

10th August 1989

BROADLAND DISTRICT COUNCIL

and

DEREK GORDAN HICKMAN & HAZEL HICKMAN

and

LLOYDS BANK PLC

SECTION 52 AGREEMENT
AMBERLEY LODGE GREAT WITCHINGHAM

B.A. Yates
Director of Administration
Broadland District Council
Thorpe Lodge
Yarmouth Road,
Norwich NR7 0DU

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