

T H I S A G R E E M E N T is made the 2nd day of August
One Thousand Nine Hundred and Ninety-One BETWEEN BROADLAND
DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Thorpe St.
Andrew in the County of Norfolk (hereinafter called "the
Council") of the one part and ALFRED McALPINE HOMES SOUTH
LIMITED (Company Registration Number 1248106) whose Registered
Office is situate at National Westminster House 3 Hampshire
Corporate Park Templars Way Chandlers Ford Eastleigh
Hampshire SO5 3RY (hereinafter called "the Owner") of the
other 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 those matters contained or referred to in the Charges Register of Title Number NK79358 but otherwise free from incumbrances
- (3) The Owner has applied to the Council under reference number 90.2219 for planning permission for development to be carried out on the land shown edged green on the plan annexed hereto (hereinafter referred to as "the Application Site")
- (4) The Council and the Owner have agreed subject to planning permission being granted in consequence of the aforesaid application to enter into this Agreement pursuant to Section 106 of the Town & Country Planning Act 1990

NOW THIS DEED WITNESSETH as follows:-

1. SUBJECT to planning permission being granted in

consequence of application number 90.2219 and pursuant to Section 106 of the said Act the Owner hereby agrees declares and covenants with the Council that from the date on which the aforesaid planning permission shall be granted the Application Site shall be permanently subject to the conditions restricting or regulating the development or use of the application site specified in the Second Schedule hereto

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

3. THIS document is executed as a Deed and is delivered on the date stated at the beginning of this Deed

IN WITNESS whereof the parties hereto 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 THOSE building plots situate at Thorpe End Garden Village in the County of Norfolk all which plots are shown edged red on the Plan annexed hereto

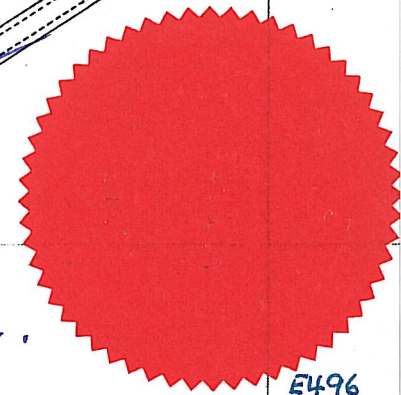
THE SECOND SCHEDULE referred to

The Conditions

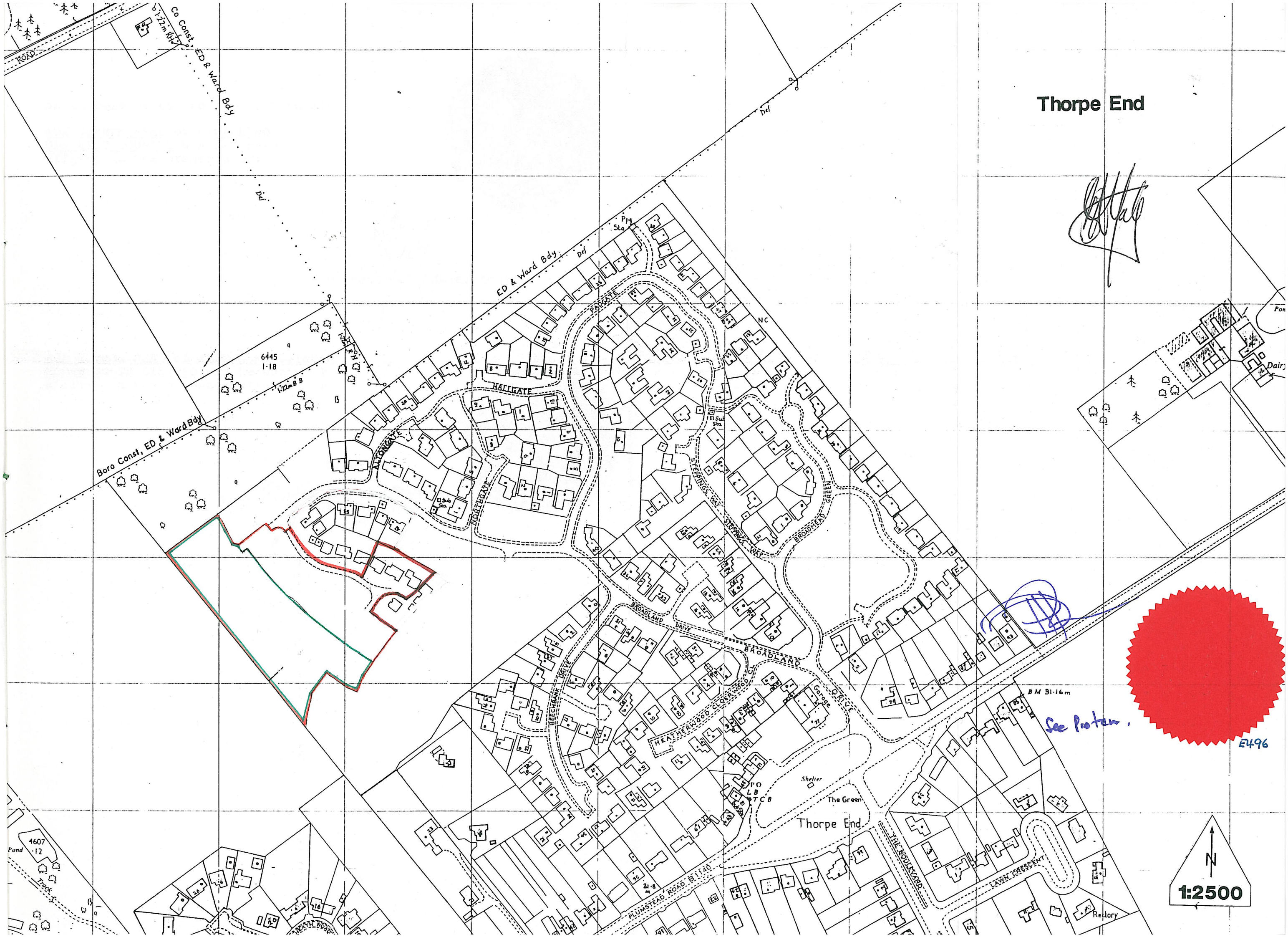
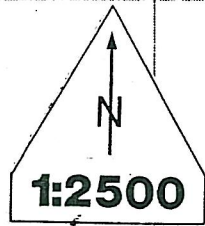
Not at any time hereafter to implement in any way or carry out any of the development authorised by the planning permission granted by the Council under reference number 89.0567 insofar

Thorpe End

[Handwritten signature]



See notes



as it relates to the Application Site

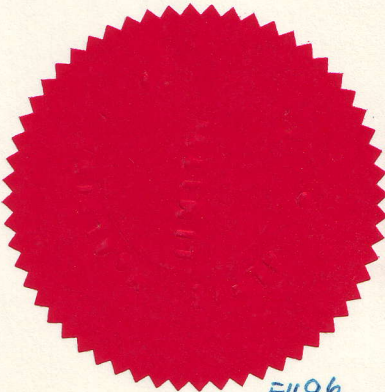
THE COMMON SEAL of BROADLAND)
DISTRICT COUNCIL was hereunto)
affixed in the presence of:-)



4321

Director of Administration

THE COMMON SEAL of ALFRED McALPINE)
HOMES SOUTH LIMITED was hereunto)
affixed in the presence of:-)



E496

Director:

Secretary:

Protem.

DATED 21st August 1991

BROADLAND DISTRICT COUNCIL

and

ALFRED McALPINE HOMES SOUTH
LIMITED

AGREEMENT

Under Section 106 of the Town &
Country Planning Act relating to
Thorpe End Garden Village,
Norfolk

B.A.Yates,
Director of Administration,
Broadland District Council,
Thorpe Lodge, Yarmouth Road,
Thorpe St. Andrew,
Norwich, NR7 ODU.

071S106B.DEL