

THIS PLANNING OBLIGATION is made the *Eleventh* day of

December One Thousand Nine Hundred and Ninety-Two BETWEEN

BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road

Thorpe St. Andrew in the County of Norfolk (hereinafter called

"the Council") of the first part and GRINT HOLDINGS LIMITED of

Greenacres The Green Freethorpe in the said County

(hereinafter called "the Owner") of the second part and *D.C.*

NATIONAL WESTMINSTER BANK PLC of *whose registered office is situated at* ~~23 Hall Quay Great Yarmouth~~

41 Ladbroke Grove London W2 2DU ~~in the said County~~ (hereinafter called "the Bank") of the

third part

WHEREAS:-

(1) The obligations imposed by this Deed are planning obligations for the purposes of Section 106 of the Town & Country Planning Act 1990 as amended by Section 12 of the Planning and Compensation Act 1991

(2) The Council is the Local Planning Authority by whom these obligations are enforceable

(3) The Owner is seised in fee simple absolute in possession of (inter alia) land lying to the west of The Green Freethorpe Norfolk (hereinafter called "the Property") shown edged red on the Plan annexed hereto (hereinafter referred to as "the Plan") subject only to the Legal Charge next herein recited

(4) By a Legal Charge made the Twenty-Seventh day of April One Thousand Nine Hundred and Ninety the Property was charged by way of legal mortgage to the Bank to secure the monies therein mentioned

(5) The Owner applied to the Council under reference number

91.1377 for planning permission for development to be carried out on the Property

(6) The Council the Owners and the Bank have agreed subject to planning permission being granted in consequence of the aforesaid application to enter into this planning obligation pursuant to the said Section 106 as amended

NOW THIS DEED WITNESSETH as follows:-

1. SUBJECT to planning permission being granted in consequence of application number 91.1377 and pursuant to the said Section 106 as amended the Owner and the Bank hereby jointly and severally AGREE, DECLARE AND COVENANT for ^{themselves} ~~itself~~ and ^{their} ~~its~~ successors in title with the Council that from the date on which the aforesaid planning permission shall be granted the property edged red on the Plan shall be permanently subject to the obligations specified in the Schedule hereto PROVIDED THAT the Bank shall only be personally liable hereunder when it is Mortgagee in Possession of the Property

2. THE expressions "the Council" "the Owner" and "the Bank" 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

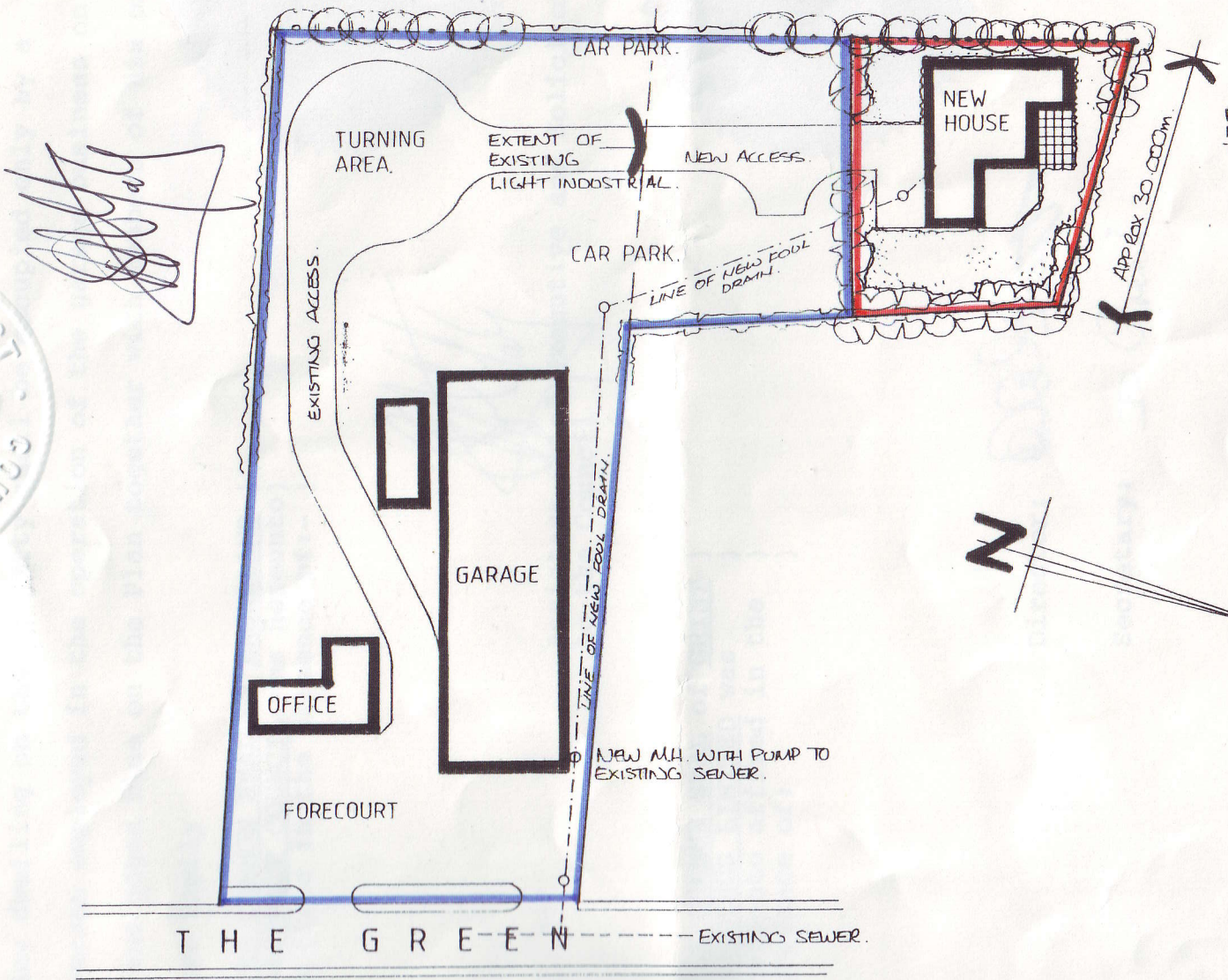
IN WITNESS whereof the Council the Owner and the Bank have



LIGHT INDUSTRIAL
APPROX 60,000m

X

RESIDENTIAL
APPROX 32,000m



NOTE. SHAPE OF
INDICATIVE. SUIT
TO FULL APPLN

caused their respective Common Seals to be hereunto affixed
the day and year first before written

THE FIRST SCHEDULE

Any dwelling on the Property shall be occupied only by a
person employed in the operation of the garage business on the
land edged blue on the Plan together with members of his or
her family

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



Assistant Chief Executive and Solicitor
to the Council

THE COMMON SEAL of GRINT)
HOLDINGS LIMITED was)
hereunto affixed in the)
presence of:)



Director:

Secretary:

THE COMMON SEAL of NATIONAL
WESTMINSTER BANK PLC was
hereunto affixed in the
presence of:

Signed as a deed by

LESLIE HOWARD HEWSON

as the attorney and on behalf
of National Westminster Bank Plc

in the presence of:

SUSAN PENDLETON

Bank Official

National Westminster Bank Plc

Legal Services

Securities Department

One Cross House

100 Parkville Road

London W10 9HL

DATED

11th December

1992

BROADLAND DISTRICT COUNCIL

and

GRINT HOLDINGS LIMITED

and

NATIONAL WESTMINSTER BANK PLC

PLANNING OBLIGATIONS

under Section 106 of the Town & Country Planning Act 1990 as amended by Section 12 of the Planning and Land Compensation Act, 1991, relating to Land lying to the West of The Green, Freethorpe, Norfolk.

B.A.Yates,
Assistant Chief Executive and
Solicitor to the Council,
Broadland District Council,
Thorpe Lodge, Yarmouth Road,
Thorpe St. Andrew,
Norwich, NR7 ODU.

A:072S106C.DEL