

T H I S A G R E E M E N T is made the 22nd day of JANUARY

One thousand nine hundred and ninety-three

B E T W E E N THE BROADS AUTHORITY ("the Authority") of Thomas Harvey House
18 Colegate Norwich of the first part and JAMES NIGEL HOLMES and HAZEL MARY
HOLMES ("the Owners") both of The Red House 10 Strumpshaw Road Brundall
of the second part

W H E R E A S:-

- (1) The Authority is the District Planning Authority for the purposes of the Town and Country Planning Act 1990 ("the Act") for the area within which the land shown edged red on the annexed plan ("the Land") is situated
- (2) The Owners are the owners in fee simple in possession of the Land
- (3) The Owners have made application (reference 92/0936/PF) in accordance with the Act and the orders and regulations for the time being in force thereunder for planning permission to develop the Land by the erection of a bungalow ("the Bungalow")
- (4) The obligations created by this Deed are planning obligations within the meaning of Section 106 of the Act (as amended)
- (5) The obligations created by this Deed are enforceable by the Authority

N O W THIS DEED WITNESSETH as follows:-

1. This Agreement is made in pursuance of Section 106 of the Act Section 111 of the Local Government Act 1972 and all other enabling powers

2. The Owners hereby covenant jointly and severally with the Authority that in the event of planning permission being granted for the Bungalow:-

(a) the Bungalow shall not be occupied by any person for a period exceeding four weeks at any one time

(b) they will make and keep up to date a register of bookings for the Bungalow and make that register available for inspection by the Authority or any officer nominated by it

(c) they will not cause or permit the Bungalow to be occupied between 5th January and 6th February inclusive in any year

3. This document is executed as a deed and is delivered on the day and year first before written

4. The expressions "the Authority" and "the Owners" shall include their respective successors and assigns as appropriate within the terms of Section 106 of the Act

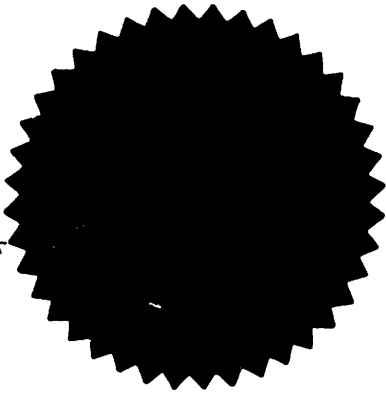
I N W I T N E S S whereof the Authority has affixed its Common Seal and the Owners have signed this instrument as their deed the day and year first before written

THE COMMON SEAL of THE)
BROADS AUTHORITY was)
hereunto affixed in the)
presence of:-)

Nicholas Hancox

Solicitor to the Broads Authority

B134

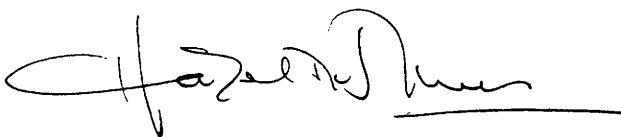


SIGNED as his DEED by)
the said JAMES NIGEL)
HOLMES in the presence)
of:-)

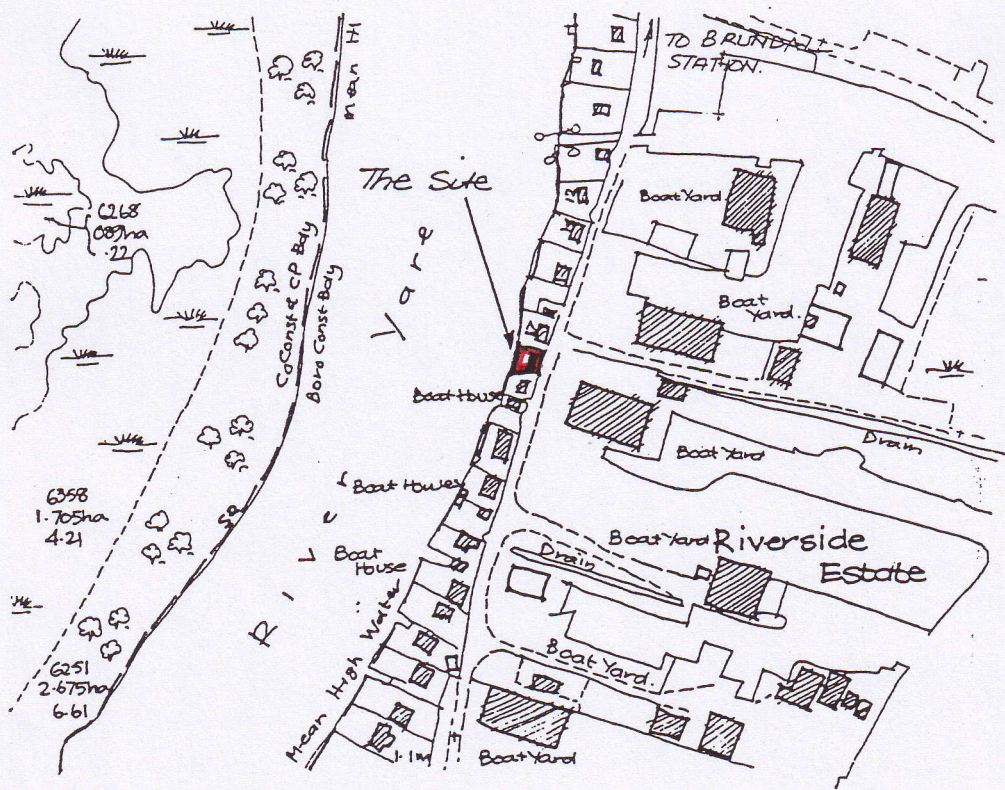


NESEFIELD
THIRVES LANE
~~CARLTON~~
NORWICH

SIGNED as her DEED by)
the said HAZEL MARY)
HOLMES in the presence)
of:-)



NESEFIELD
THIRVES LANE
NORWICH



LOCATION PLAN 1:2500

DATED

22ND JANUARY

1993

THE BROADS AUTHORITY

- and -

JAMES NIGEL HOLMES

-and-

HAZEL MARY HOLMES

A G R E E M E N T

under Section 106 of the Town and
Country Planning Act 1990 relating
to land at Brundall

H J S Hancox Esq
Solicitor to the Broads Authority
County Hall
Martineau Lane
Norwich
NR1 2DH

JCB/SMA Legal Disk (Holmes)