

THIS AGREEMENT is made the 7th day of July
One thousand nine hundred and eighty nine BETWEEN BROADLAND DISTRICT
COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk
(hereinafter called "the Council") of the first part ANTHONY JAMES FIELDS of
143 Crostwick Lane Spixworth in the said County (hereinafter called
"the Owner") of the second part and LLOYDS BANK PLC of 16 Gentlemens Walk
Norwich in the said County (hereinafter called "the Bank") of the third part
WHEREAS

1. The Council is the Local Planning Authority for the purposes of this Agreement
 2. The Owner is seized in fee simple absolute in possession of the shop premises situate at Cannerby Lane Sprowston shown edged red on the plan No.1 annexed hereto (hereinafter called "the Property") and more particularly described in a Conveyance dated the Eighth day of November One thousand nine hundred and eighty five made between Norwich Co-Operative Society Limited of the one part and the Owner of the other part free from incumbrances save for the legal charge next hereinafter recited
 3. By a legal charge dated the Eighth day of November One thousand nine hundred and eighty five the Property was charged by way of legal mortgage to the Bank to secure repayment of the monies therein mentioned
 4. The Owner has applied to the Council under Reference Number 89.0897 for planning permission for development to be carried on the premises delineated and edged blue on the Plan No.2 annexed hereto which premises are situate at Roundtree Way Sprowston aforesaid
 5. The Council the Bank and the Owner have agreed subject to planning permission being granted in consequence of that application to enter into this Agreement pursuant to Section 52 of the Town and Country Planning Act 1971
- NOW THIS DEED WITNESSETH as follows:

1. Subject to planning permission being granted in consequence of Application Number 89.0897 and pursuant to the said Section 52 the Owner hereby agrees declares and covenants with the Council that from the expiry of six months from the date on which the aforesaid planning permission shall be granted the Property shall be permanently subject to the condition restricting or regulating the development or use of the Property specified in the Schedule hereto

2. Likewise subject to planning permission being granted in consequence of the aforesaid application and pursuant to the said Section 52 the Bank hereby agrees and covenants with the Council that at any time after the expiry of the aforesaid period of six months during which the Bank is in possession of the Property as a mortgagee the Bank will observe and perform the condition specified in the schedule hereto and will procure that in any Conveyance or Transfer of the Property entered into by it pursuant to the exercise of its power of sale as a mortgagee the purchaser will covenant that he the Purchaser and his successors in title will at all times thereafter perform and observe the aforesaid condition specified in the schedule hereto

3. The expressions "the Council" "the Owner" 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 Owner has set his hand and seal hereunto the day and year first before written

T H E S C H E D U L E

Not to use the Property for any purpose whatsoever other than one of the following:-

1. Residential
2. Small shops being retail units the area of each individual unit not exceeding 120 sq.m
3. Doctors or Dentists Surgery operating an appointments system.

ORDNANCE SURVEY

Scale 1:1250

HEIGHTS IN METRES

Copy of revised field sheet made on

for AREA DIRECTOR
NORFOLK
Lloyds Bank Plc
Horsefair House,
17, St Faiths Lane,
Norwich,
NR1 1NE



PLAN TG 24

DATE OF LEVELLING

SPROWSTON ED

PLAN NO. 1

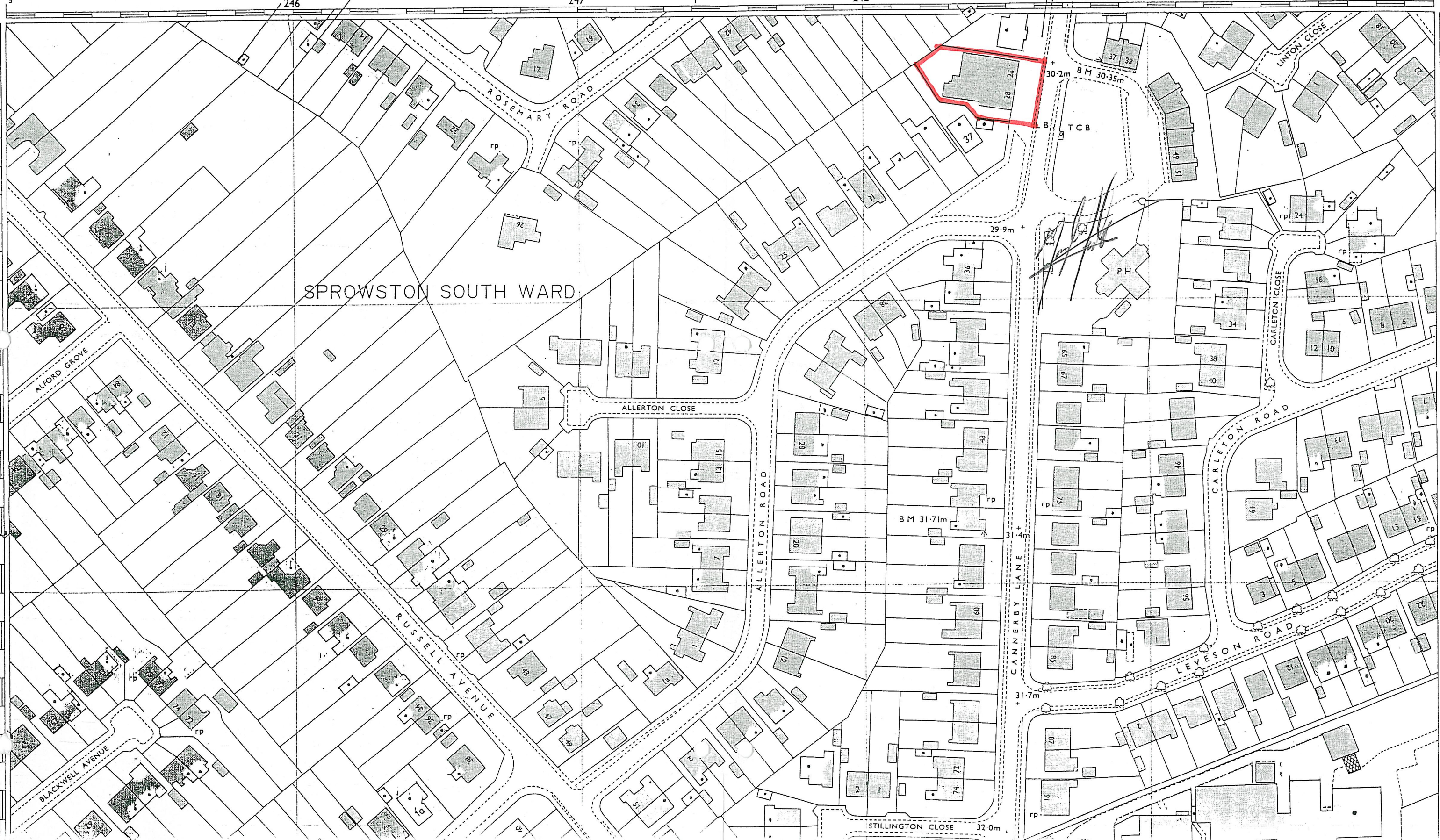
NORFOLK COUNTY

BROADLAND DISTRICT
Sprowston

SPROWSTON C P

1450m

LINTON CRESCENT



Scale 1:1250

Copy of revised field sheet made on 12/88

HEIGHTS IN METRES

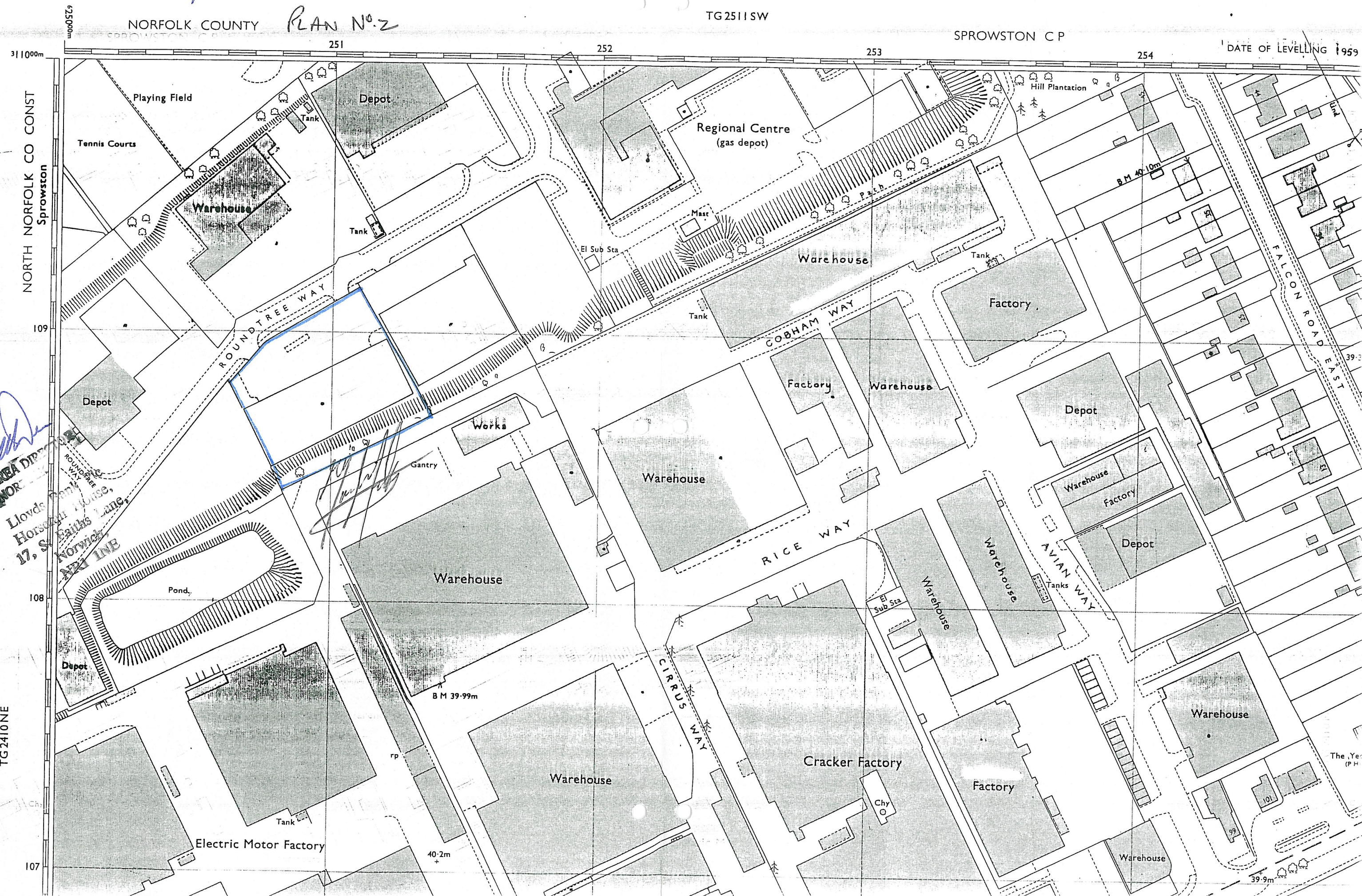
TG 2511 SW

SPROWSTON C P

DATE OF LEVELLING 1959



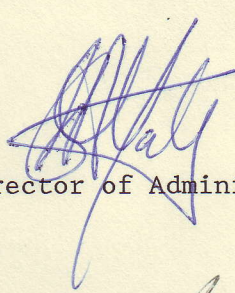
PLAN N^o. 2



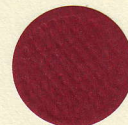
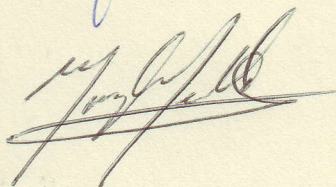
THE COMMON SEAL of BROADLAND)
DISTRICT COUNCIL was hereunto)
affixed in the presence of:)

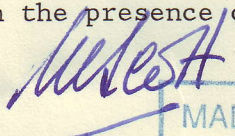


3786


Director of Administration

SIGNED SEALED AND DELIVERED)
by the said ANTHONY JAMES FIELDS)
in the presence of:)

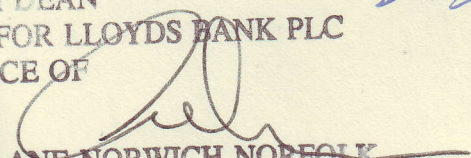


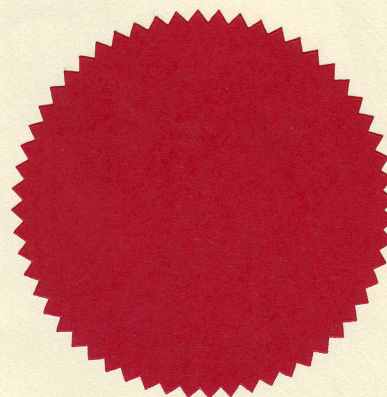

MALCOLM S. J. SCOTT
F.INST. LEX.
LEGAL EXECUTIVE WITH
CROTCH, BRENNER & DUNKLEY
SOLICITORS
54 Prince of Wales Road
NORWICH

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

presence of SIGNED SEALED AND DELIVERED BY
MARTYN KEITH DEAN
AS ATTORNEY FOR LLOYDS BANK PLC
IN THE PRESENCE OF




17 ST FAITH'S LANE NORWICH NORFOLK
NR1 1NE



Authorised Signatory

Dated

7th July

1989

BROADLAND DISTRICT COUNCIL

and

ANTHONY JAMES FIELDS

and

LLOYDS BANK PLC

SECTION 52 AGREEMENT

Cannerby Lane Sprowston

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

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