

T H I S A G R E E M E N T is made the 24th day of October
One Thousand Nine Hundred and Ninety-One B E T W E E N 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 J.S.BLOOR (SUDBURY) LIMITED whose
Registered Office is situate at St. Phillips House St. Phillips
Place Birmingham B3 2PP (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 NK81318 but otherwise free from incumbrances
- (3) The Owner has applied to the Council under reference number 91.0415 for planning permission for development to be carried out on the Property hereinafter described
- (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 and Country Planning Act 1990

NOW THIS DEED WITNESSETH as follows:-

1. SUBJECT to planning permission being granted in consequence of application number 91.0415 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



schedule of accommodation.

PHASE 1. PLOTS : 1 - 28 , 140 - 152.			
427	WINDERMERE	7 no.	
409	WIMBORNE	5 no.	
355	GROVE	2 no.	
341	FERNEY	8 no.	
325	KINGSWOOD	6 no.	
311	ARUNDEL	11 no.	
410	WIMBORNE	1 no.	
		40 no.	TOTAL.
PHASE 2 PLOTS 62 - 98 , 103 - 139.			
201	CHESTERFIELD	6 no.	
301	ALMONTON	1 no.	
311	ARUNDEL	4 no.	
325	KINGSWOOD	3 no.	
341	FERNEY	22 no.	
345	HARROW	1 no.	
301	ALMONTON	4 no.	
355	GROVE	5 no.	
357	RIPON	2 no.	
364	TAMAR	8 no.	
367	RIBBLE	7 no.	
358	EDEN	3 no.	
441	WELLSBOURNE	3 no.	
433	SOMERBY	4 no.	
431	PORTLAND	1 no.	
		74 no.	TOTAL.
PHASE 3. Plots : 29, 30, 38-61. inc.			
341	FERNEY	2 no.	
355	GROVE	1 no.	
358	RIPON 2	2 no.	
367	RIBBLE	2 no.	
424	DOVERIDGE	2 no.	
435	KENSINGTON	3 no.	
433	SOMERBY	1 no.	
438	CAMBERLEY	1 no.	
441	WELLSBOURNE	2 no.	
443	SOMERTON	5 no.	
446	DOVERDALE	2 no.	
454	CHERWELL	1 no.	
444	OXWICH	1 no.	
448	CAMBOURNE	1 no.	
		26 no.	TOTAL.

- LANDSCAPING.**
- Low Ground Cover.
- A Euonymus Vegetus.
 - B Vinca Minor.
 - C Hedera Hibernica.
- Low Shrubs.
- D Berberis Stenophylla.
 - E Lonicera Pileata.
 - F Seecia Greyii.
 - G Viburnum x tinus.
- Taller Shrubs & Trees.
- H Prunus Lusitanica.
 - J Elaeagnus x Ebbingii.
 - K Cornus Alba & Cultivare.
- Trees.
- L Crataegus Lavalei - Hawthorn.
 - M Sorbus Intermedia - Swedish Whitebeam.
 - N Fagus Pendula - Weeping Copper Beech.
 - P Carpinus Betulus - Hornbeam.
 - Q Alnus Cordate - Italian Alder.
 - R Tilia Mongolica - Lime.
 - S Acer Rubrum - Canadian Red Maple.
 - T Acer Lobelii - Standard Maple.
- Planting by Developer.
- Rail.
 - 1800 Wall / Fence comb.
 - 1800 Wall.
 - 1800 Fence.

B. Plots 89-94 altered. House types changed. 26.2.91. GO.
A. Plots 62-65, 72-96 (inclusive) included. 16.1.91. GO.
REVISIONS.

Contract: RESIDENTIAL DEVELOPMENT

**THORPE ST. ANDREW ,
NORWICH ,
NORFOLK .**

Drawing: **PLANNING LAYOUT.**

Scale: 1 : 500.

Date: 4.1.91. Drawn: GD.

JS BLOOR
J.S. Bloor Limited, Ashby Road, Macclesham, Nr Burton-on-Trent.

Drawing Reference: 6676 : 05

K
UDG 1719

AUTHORISED SIGNATORY
M Anderson
B Hamrick

Revisions.

- J. 4.10.91 plots 39-44 inc. amended.
- K. 21.10.91 landscaping added to plots 29, 30, 39-58 inc.
- C: plot nos 72-77 inc. amended 8.3.91
- D: plots 29, 30, 39-58 added. 15.3.91.
- E: plots 29, 30, 46-58 inclusive amended. 13.6.91.
- F: plots 46-49 inc. amended drives to plots 92-95 amended 12.7.91
- G: Roof lines amended on plots 88-89. 7.08.91.
- H: Plots 39-49 inc. re-positioned. 27.08.91

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 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

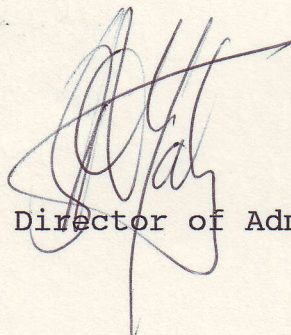
ALL THOSE building plots situate on Phase II of the Owner's development situate at Dussindale Park Thorpe St. Andrew in the County of Norfolk and numbered 62-65 and 76-98 inclusive all which plots are shown edged red on the plan annexed hereto

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 90.0296

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


Director of Administration



THE COMMON SEAL of J.S.BLOOR)
(SUDBURY) LIMITED was hereunto)
affixed in the presence of:-)



AUTHORISED SIGNATORY

Anderson

Director

A.V. Hancock

Secretary

DATED 24th October 1991

BROADLAND DISTRICT COUNCIL

and

J.S.BLOOR (SUDBURY) LIMITED

AGREEMENT

Under Section 106 of the Town and Country Planning Act relating to Plots Nos. 62-65 and 76-98 inclusive, Phase II, Dussindale Park, Thorpe St. Andrew, Norfolk.

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