

THIS PLANNING OBLIGATION is made the *fourteenth* day of *June* One Thousand Nine Hundred and Ninety-Three 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 ALAN GORDON EBBAGE and JANET MARY EBBAGE both of Littlewood House School Road Drayton in the said County (hereinafter called "the Owners") of the second part and CHELTHENHAM AND GLOUCESTER BUILDING SOCIETY whose Registered Office is situate at Barnet Way Gloucester (hereinafter called "the Mortgagee") 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 Owners are seised in fee simple absolute in possession of the dwellinghouse and land known as Littlewood House aforesaid (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 Seventh day of April One Thousand Nine Hundred and Ninety-Two the Property was charged by way of legal mortgage to the Mortgagee to secure the monies therein mentioned
- (5) By an Agreement made the Twenty-eighth day of March One

Thousand Nine Hundred and Ninety between the Council of the one part and the Owners of the other part pursuant to Section 52 of the Town and Country Planning Act 1971 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982 the Property is subject to various conditions restricting or regulating the development or use of the Property

(6) The Owners applied to the Council under reference number 92.1358 for planning permission for development to be carried out on the Property

(7) The parties hereto have agreed to vary the said Agreement in manner hereinafter appearing

(8) The Council the Owners and the Mortgagee 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 92.1358 and pursuant to the said Section 106 as amended the Owners and the Mortgagee hereby jointly and severally AGREE DECLARE AND COVENANT that from the date hereof the said Agreement shall at all times be read construed and take effect as if wherever in that document planning permission reference number 89.0235 is quoted it shall be deleted and replaced by planning permission reference number 92.1358

2. IN all other respects the parties hereto confirm the said Agreement

3. THE Owners hereby jointly and severally agree to

Drayton

PROPERTY OF

THE BOARD OF DRAYTON

Handwritten signature

Brick Farm

Brick Farm Cottage

6979
4-72

Seasoon

Copper Bee Burrows

3277
14-55

5375
3-94

5968
2-09

4969
-45

5462
-27

6962
8-70

Littlewood House

4851
24-03

7346
-64

B 113

Littlewood Cottages

6641
1-19

3739
-02

3642
-45

4132
-36

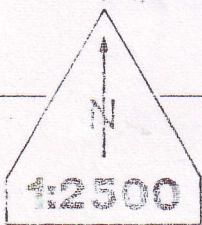
4432
-51

5831
-48

6528
6-97

Sinks

Handwritten signature
Janet H. Ebbage



indemnify and keep indemnified to the Mortgagee from and against all actions costs claims and demands of whatsoever nature arising out of any breach of non-observance of the terms of this Agreement

3. THE expressions "the Council" "the Owners" and "the Mortgagee" shall where the context so admits include their respective successors in Title and assigns

4. 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 and the Mortgagee have caused their respective Common Seals to be hereunto affixed and the Owners have executed this document as a Deed the day and year first before written

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



A handwritten signature in black ink, likely belonging to the Assistant Chief Executive and Solicitor.

Assistant Chief Executive and Solicitor
to the Council

4546

SIGNED AS A DEED by the said)
ALAN GORDON EBBAGE and JANET)
MARY EBBAGE in the presence of:-)

Two handwritten signatures in blue ink. The top signature is "Alan Gordon Ebbage" and the bottom signature is "Janet M. Ebbage". Both are marked with an 'X' on the right.

Pink cross

31 NEAM Road, Lymington, Hampshire
Accounts

THE COMMON SEAL of CHELTENHAM
AND GLOUCESTER BUILDING SOCIETY
was hereunto affixed in
the presence of:-

ATTESTED BY
THE BOARD OF DIRECTORS

[Handwritten signature]



THE COMMON SEAL OF
THE BUILDING SOCIETY
WAS HEREUNTO
AFFIXED IN THE PRESENCE OF:-

[Faint handwritten signature]

Assistant Chief Executive and Solicitor
to the Council

[Faint handwritten signature]
[Faint handwritten signature]

WITNESSED AS A DEED BY THE SEAL
AND SIGNED AND DATED
IN THE PRESENCE OF:-

[Faint handwritten signature]

DATED

14th June

1993

BROADLAND DISTRICT COUNCIL

and

MR.A.G. AND MRS.J.M.EBBAGE

and

CHELTENHAM AND GLOUCESTER
BUILDING SOCIETY

PLANNING OBLIGATIONS

under Section 106 of the Town & Country Planning Act 1990 as amended by Section 12 of the Planning and Compensation Act, 1991, relating to Littlewood House, School Road, Drayton, 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:043BPOB.DEL