

DO NOT DATE

THIS PLANNING OBLIGATION is made the Nineteenth day of November

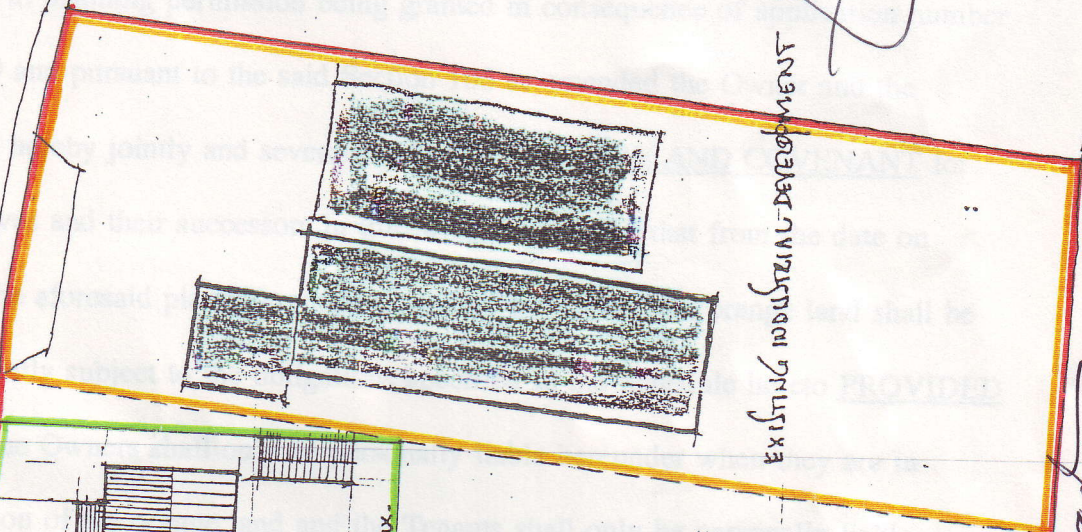
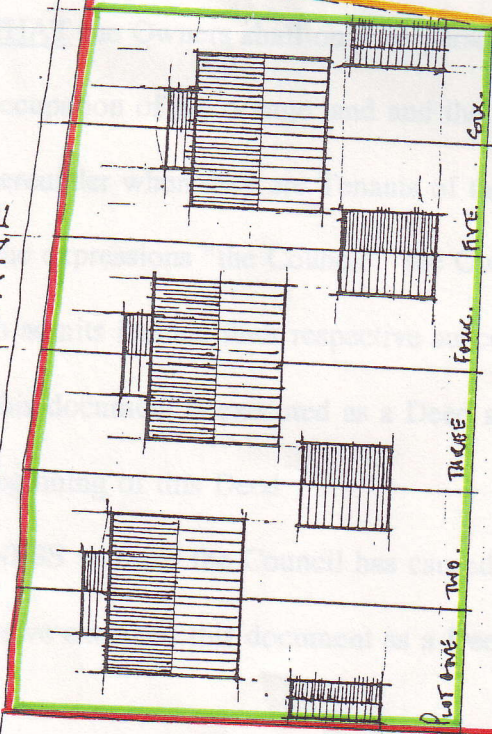
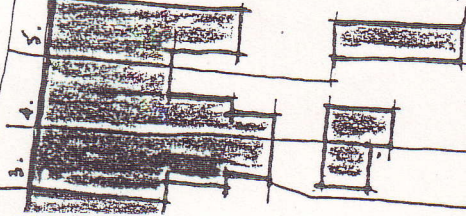
One thousand nine hundred and ninety two B E T W E E N BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Thorpe St. Andrew in the County of Norfolk (hereinafter called "the Council") of the first part LIONEL JACK GRADY of Brindle House 93a Norwich Road Wroxham in the said County of Norfolk and CLIFFORD EDWIN GRADY of 10 Abinger Way Eaton Norwich in the said County (hereinafter called "the Owners") of the second part and ARNOLD FREDERICK GEORGE MASON and ERIC GRADY both of 15 Vanguard Road Industrial Estate, Great Yarmouth Norfolk (hereinafter referred to as "the Tenants") of the third part

WHEREAS:-

- (1) The obligations imposed by this Deed are planning obligations for the purposes of Section 106 of the Town and 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 seized in fee simple absolute in possession of the property known as ALL THAT piece or parcel of freehold land situate in the Parish of Acle in the County of Norfolk and abutting Damgate Lane there and shown edged red on the plan annexed hereto (hereinafter referred to as "the Plan") subject only to the Lease next herein recited but otherwise free from incumbrances
- (4) By virtue of a Lease dated 16 July 1991 and made between the Owners (1) and the Tenants (2) the property edged orange on the Plan (hereinafter referred to as "the orange land") is leased to the Tenants for a term of one year commencing on the 6th March 1991



DAMGATE LANE



ALLOTMENT GARDENS.



*[Handwritten signature]*

*bb. Brady* *L.S. Brady*



- (5) The Owners have applied to the Council under Reference No. 90.0299 for planning permission for development to be carried out on the land shown edged green on the Plan (hereinafter referred to as "the green land")
- (6) The Council the Owners and the Tenants 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 90.0299 and pursuant to the said Section 106 as amended the Owner and the Tenants hereby jointly and severally AGREE DECLARE AND COVENANT for themselves and their successors in title with the Council that from the date on which the aforesaid planning permission shall be granted the orange land shall be permanently subject to the obligations specified in the Schedule hereto PROVIDED THAT the Owners shall only be personally liable hereunder when they are in occupation of the orange land and the Tenants shall only be personally liable hereunder when they are Tenants of the orange land
2. The expressions "the Council" "the Owners" "the Tenants" 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 has caused its common seal and the Owners and the Tenants have executed this document as a Deed the day and year first before written



THE SCHEDULE referred to

Prior to the occupation of any dwelling on the green land a sound attenuation scheme shall be implemented within the workshop premises situate on the orange land and thereafter maintained during the operational life of the said workshop premises to the effect that the actual noise levels measurable therefrom on the eastern boundary of the green land shall be not more than 43.5 dBA or such other standard as may from time to time be agreed in writing with the Council

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

}  
}  
}  
}  
}



Assistant Chief Executive and Solicitor to the Council

SIGNED AS A DEED by the said  
LIONEL JACK GRADY in the  
presence of:-

}  
}  
}  
}

*LJ Grady*

witness x *Andrew Sted*  
Address x *Solicitor*

Occupier *Norwich.*

SIGNED AS A DEED by the said  
CLIFFORD EDWIN GRADY in  
the presence of:-

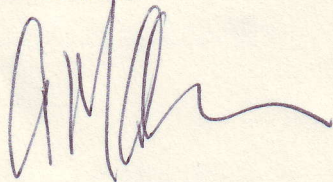
}  
}  
}  
}

*C.E. Grady*

E.A. Say  
54/56 Prince of Wales Rd.,  
Norwich  
Secretary

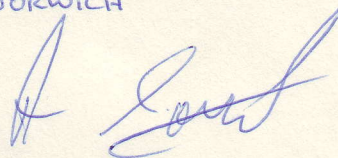


SIGNED AS A DEED by the said  
ARNOLD FREDERICK GEORGE  
MASON in the presence of:-

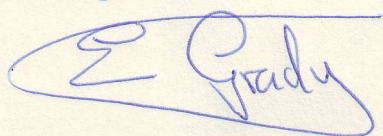


ALVIN TOVELL  
OFFSHORE  
BRICKKINN ROAD  
HEVINGHAM  
NORWICH

(OFFSHORE FOREMAN)



SIGNED AS A DEED by the said  
ERIC GRADY in the presence of:-



JOHN LAWLESS  
21 CENTURION WAY  
PURFLEET  
ESSEX  
RM16 1P12  
John Lawless



DATED 19<sup>th</sup> November 1992

BROADLAND DISTRICT COUNCIL

and

MESSRS L J & C E GRADY

and

MESSRS A F G MASON & E GRADY

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**PLANNING OBLIGATION**

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Under Section 106 of the Town and  
Country Planning Act 1990 as amended  
by Section 12 of the Planning and  
Land Compensation Act 1991 relating to  
land at Damgate Lane, Acle, Norfolk

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