

THIS AGREEMENT is made the *Fifth* day of *April* One thousand nine hundred and ninety-one BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Thorpe St. Andrew Norwich in the County of Norfolk (hereinafter called "the Council") of the one part and GRAHAM MARTIN DACRE and JULIA MAY DACRE of Ashtree Farm Attlebridge in the County of Norfolk (hereinafter called "the Owners") of the other part

WHEREAS:-

- (1) The Council is the Local Planning Authority for the purpose of this Agreement
- (2) The Owners are seised in fee simple absolute in possession of (inter alia) ALL THOSE pieces or parcels of land situate in Attlebridge Norfolk which are for the purpose of identification only delineated on the plan annexed hereto and thereon edged red blue orange and green (hereinafter called "the Property")
- (3) The Owners have applied to the Council under reference no. 90.1296 for planning permission for development to be carried out on the land shown edged red on the attached plan
- (4) The Council and the Owners 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 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982

NOW THIS DEED WITNESSETH as follows:-

1. Subject to planning permission being granted in consequence of application no. 90.1296 and pursuant to the said Section 106 the Owners hereby jointly and severally agree

declare and covenant with the Council that 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 First Schedule hereto

2. The expressions "the Council" and "the Owners" 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 to be hereunto affixed and this instrument has been executed as a Deed by the Owners the day and year first before written

THE FIRST SCHEDULE

1. No structure or building to be constructed on the Red Land except one single storey dwelling and any ancillary structures or buildings authorised by the Town and Country Planning General Development Order 1988 or any re-enactment thereof and any extension of such dwelling or other building as aforesaid that shall from time to time be approved under the Town and Country Planning Act 1990 or any re-enactment thereof

2. No structure or building to be constructed on the Blue Land except eight dwellings and ancillary structures or buildings authorised by the Town and Country Planning General Development Order 1988 or any re-enactment thereof and any extensions of such dwellings and other structures or buildings as aforesaid that shall from time to time be approved under the Town and Country Planning Act 1990 or any re-enactment thereof

6733
946ha
2.34

0634
5.483ha
13.55

8525
2.862ha
7.07

9421
1.245ha
3.08

Attlebridge

15.9m

0117
562ha
1.39

7313
2.078ha
5.13

B M 14.66m

8508
962ha
2.38

Ashbridge Cottage

Allocation
Gardens
9907
328ha
.81

Ashtree Farm

7400
1.092ha
2.70

8100
1.70ha
.42

8700
2.75ha
.68

0006
986ha
2.44

7400
1.70ha
.42

8100
1.218ha
3.01

8700
2.35ha
.58

0006
1.780ha
4.40

Foot Bridge

8285
757ha
1.87

Meadow View

7382
1.38ha
.34

11.7m

8882
425ha
1.05

9282
1.70ha
.42

B M 15.15m

G.P.T.C.B.

12.5m

Hall

B M 16.13m

Church Hill Cottages

Westward Ho

0682
599ha
1.48

Attle Bridge

Morton Bridge

8975
186ha
.46

Church Farm

9877
1.072ha
2.65

A1067 FAKENHAM ROAD

The Lodge

7071
623ha
1.54

7971
429ha
1.06

8569
639ha
1.58

9066
838ha
2.07

any re-enactment thereof

3. No structure or building of any kind whatsoever to be constructed on the Orange Land other than the construction of roadways and service media to serve the adjoining houses to be built on the Blue Land or the dwelling to be built on the Red Land other than means of enclosure or fences PROVIDED THAT the above condition shall not at any time prevent the Orange Land being used for agricultural purposes or the land shown cross-hatched brown within the Orange Land from being used as additional garden land in conjunction with The Vicarage or as an extension to the churchyard of St. Andrews Church
4. No building or structure of any kind whatsoever to be constructed on the Green Land other than as authorised by the Town and Country Planning General Development Order 1988 or any re-enactment thereof save as shall from time to time be approved under the Town and Country Planning Act 1990 or any re-enactment thereof other than the construction of roadways and service media to serve the adjoining houses to be built on the Blue Lane or the dwelling to be built on the Red Land other than means of enclosure or fences PROVIDED THAT the above condition shall not at any time prevent the Green Land from being used for agricultural purposes or the area of land shown cross-hatched brown within the Green Land from being used as additional garden land in conjunction with The Vicarage or

as an extension of the churchyard of St. Andrews Church
THE COMMON SEAL of BROADLAND)
DISTRICT COUNCIL was hereunto)
affixed in the presence of:-)



4284

[Signature]
Director of Administration

SIGNED as a DEED by GRAHAM
MARTIN DACRE and JULIA MAY
DARE in the presence of:-

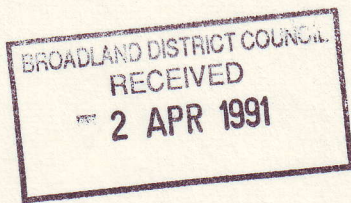
) *[Signature]*
) *[Signature]*
) *[Signature]*

Witness - *G. Brendling*
ADDRESS - 18 Baldric Road,
Taverham.

Occupation - Police Officer.

DATED

1991



BROADLAND DISTRICT COUNCIL

and

MR. AND MRS. G.M. DACRE

SECTION 106 AGREEMENT

land at Attlebridge, Norfolk

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

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