

DATED 8th June 1995

NORFOLK COUNTY COUNCIL

- and -

HOWES LIME COMPANY LIMITED

A G R E E M E N T

relating to land at Frettenham
being supplemental to an Agreement
dated 23 March 1990

Nicholas Hancox
Director of Legal Services
Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SH

THIS AGREEMENT is made the 8th day of June One thousand nine hundred and ninety-five

BETWEEN NORFOLK COUNTY COUNCIL ("the County Council") of County Hall Martineau Lane Norwich of the first part HOWES LIME COMPANY LIMITED ("the Owners") whose registered office is situate at 30 Oakfields Road Cringleford Norwich NR4 6XF for the second part

WHEREAS:-

- (1) This Deed is supplemental to an Agreement ("the Main Agreement") under Section 52 of the Town and Country Planning Act 1971 and made on 23 March 1990 between the Owners and the County Council as varied by a Supplement Agreement ("the First Supplement Agreement") dated 22 September 1992 and made between the same parties
- (2) The parties wish to alter the terms of the Main Agreement as varied by the First Supplement Agreement in the manner set out below
- (3) The obligations created by this Deed are planning obligations within the meaning of the Town and Country Planning Act 1990 (as amended)
- (4) The obligations created by this Deed are enforceable by the County Council

N O W THIS DEED WITNESSETH as follows:-

1. The County Council and the Owners hereby agree that from the date hereof:-

(a) The Main Agreement shall at all times be read construed and take effect as though

(i) The public footpath referred to in Clause 3(a) of the Main Agreement was to be in the position shown coloured blue on the attached plan and

(ii) It is to be laid out and dedicated to the satisfaction of the County Council by 1 July 1996

(b) Clause 3 of the First Supplemental Agreement shall cease to have effect

2. The Owners hereby dedicate to the County Council with effect from the date of this Agreement a public footpath in the position shown coloured red on the attached plan

3. The Owners hereby agree with the County Council that:-

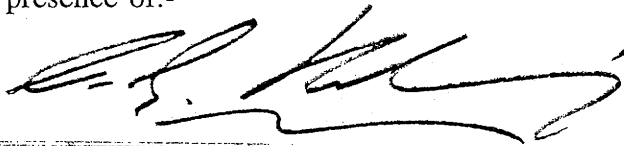
(a) With effect from the date of this Agreement they will maintain that part of the footpath coloured red on the attached plan to a standard suitable for use by pedestrians

(b) With effect from 1 July 1996 they will maintain that part of the footpath coloured blue on the attached plan to a standard suitable by pedestrians

4. This document is executed as a Deed and is delivered on the date first before written
5. The expressions "the County Council" and "the Owners" shall include their respective successors and assigns as appropriate within the terms of Section 106 of the Town and Country Planning Act 1990

IN WITNESS whereof the County Council and the Owners have affixed their common seals the day and year first before written

THE COMMON SEAL of THE NORFOLK
COUNTY COUNCIL was hereunto
affixed in the presence of:-

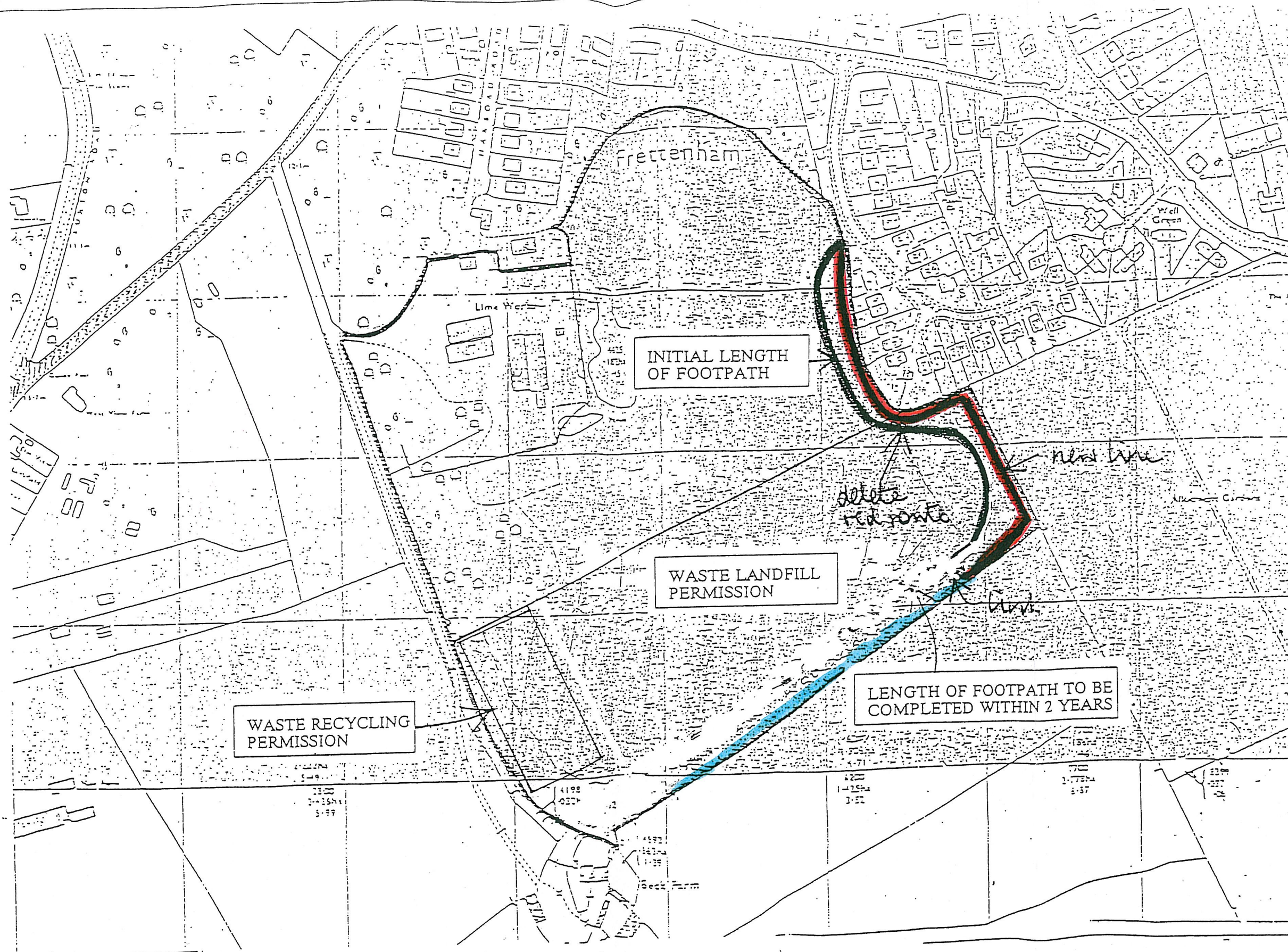


ASSISTANT CHIEF EXECUTIVE
CORPORATE SECRETARY

THE COMMON SEAL of
HOWES LIME COMPANY LIMITED
was hereunto affixed in
the presence of:-

Secretary  130.295.

Director 



TITLE FRETTEHAM: Variation of Legal Agreement.		NORTH 	LOCAL AUTHORITY No. 071366 This print is reproduced from an Ordnance Survey map with permission of the Controller of H.M. Stationery Office.	
SCALE 0 100 metres 1:2500			Norfolk County Council County Hall Norwich	DATE 13/6/94