

THIS AGREEMENT is made the Twelfth day of August Two thousand and three BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Thorpe St Andrew Norwich in the County of Norfolk (hereinafter called "the Council") of the first part GERALD MARJORAM of Holly Farm South Walsham Norfolk (hereinafter called "the Owner") of the second part NATWEST BANK PLC whose registered office is situate at 135 Bishopgate London EC2M 3UR (hereinafter called "the Mortgagee") of the third part and NORFOLK NATURALISTS TRUST of 22 Thorpe Road 124 ~~72 Cathedral Close~~ Norwich NR1 ~~4DF~~ (hereinafter called "the Trust") of the fourth part

WHEREAS:-

- (1) The obligations imposed by this Agreement are planning obligations for the purpose of section 106 of the Town & Country Planning Act 1990 (hereinafter called "The 1990 Act") 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 Council the Owner the Mortgagee and the Trust have previously entered into an Agreement dated 21st June 2001 (hereinafter referred to as "the Main Agreement") but now wish to amend the terms of the Main Agreement

NOW THIS DEED WITNESSES as follows:-

1. SUBJECT to the terms of this Agreement and pursuant to the said Section 106 of the 1990 Act as amended the Council the Owners the Mortgagee and the Trust hereby AGREE DECLARE AND COVENANT for themselves and their successors in title that the Main Agreement shall be further varied with effect from the date of this Agreement and shall henceforth be read and construed and

shall take effect as if the figure of 44.5 Kg. of Nitrogen per hectare per year was substituted by the figure of 69 Kg. in the Main Agreement

- 2. This agreement is a local land charge and shall be registered as such
- 3. This document is executed as a Deed and is delivered on the date stated at the beginning of this document

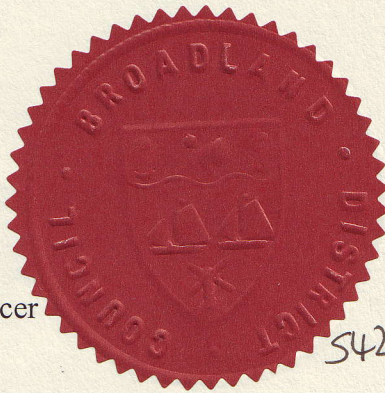
IN WITNESS whereof the Council the Owner the Mortgagee and the Trust have affixed their respective Common Seals to this document

SIGNED AS A DEED by
GERALD MARJORAM in the presence of

Witness Name *H.T. Cunniff*
Address *THE BEECHES
CLARKS WOOD
BLOFIELD HEATH
NR134 6PU*

Ronald Harty
Gerald Marjoram

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



Reynolds

Head of Corporate Services and Monitoring Officer

5424

SIGNED AS A DEED by

As the Attorney in his/her as

Signed as a deed by
Silvia Drouge
as the Attorney in their capacity
as DEPUTY TEAM MANAGER
Sheffield Credit Documentation
for and on behalf of National
Westminster Bank PLC

In the presence of
Jacqueline Summ
CREAT
Bank Official
[Signature]
Sheffield Credit Documentation
PO Box No. 502
2nd Floor, 42 High Street
Sheffield S1 2YW

Of Nottingham Securities

Centre and on behalf of NatWest Bank PLC

SIGNED AS A DEED by
On behalf of Norfolk Naturalist Trust

SIGNED AS A DEED by
On behalf of Norfolk Naturalists Trust

[Signature]
N.A. Dore

