

~~THIS~~ THIS AGREEMENT is made the 8th day of December

1988 BETWEEN BROADLAND DISTRICT COUNCIL of Thorpe Lodge Yarmouth Road Norwich in the County of Norfolk (hereinafter called "the Council") of the one part and EDWIN FRANK JOHN YOUNGS of Hill View Halvergate in the said County and ALEC CHARLES BROCK of Manor View Freethorpe in the said County (hereinafter together called "the Executors") of the other part

W H E R E A S:-

- (1) The Council is the Local Planning Authority for the purpose of this Agreement
 - (2) Edward James George Youngs of The Old Post Office Halvergate aforesaid (hereinafter called "the Testator") died on the third day of October One thousand nine hundred and eighty-five having by his will dated the eighth day of November One thousand nine hundred and seventy-four appointed the Executors to be Executors thereof have proved the same on the ninth day of January One thousand nine hundred and eighty-seven in the Ipswich District Probate Registry
 - (3) The Testator was at the date of his death seised of the piece or parcel of freehold land shown edged red on the plan annexed hereto for an estate in fee simple in possession free from incumbrances
 - (4) The Executors have not given or made any assent or conveyance in respect of the legal estate in or affecting the said piece or parcel of freehold land or any part thereof
 - (5) Application has been made to the Council under reference number 88.1990 for planning permission for residential development to be carried out on the said piece or parcel of freehold land
 - (6) The Council and the Executors have agreed subject to planning permission being granted in consequence of the aforesaid application to enter into this agreement pursuant to Section 52 of the Town and Country Planning Act, 1971
- NOW THIS DEED WITNESSETH as follows:-
1. SUBJECT to planning permission being granted in consequence of application

number 88.1990 and pursuant to the said Section 52 the Executors 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 Schedule hereto

2. THE expressions "the Council" and "the Executors" shall where the context so admits include their respective successors in title and assigns

IN WITNESS whereof the Council has caused its Common Seal to be affixed hereunto and the Executors have set hereunto their respective hands and seals the day and year first before written

THE SCHEDULE

Not to complete the construction of any more than six of the dwellinghouses the erection of which is authorised by planning permission reference number 88.1990

in any period of twelve months *from the date of such planning permission*

THE COMMON SEAL of BROADLAND)

DISTRICT COUNCIL was hereunto)

affixed in the presence of:-)



362-1

Deputy Director of Finance and Administration

SEALED AND DELIVERED)

the said EDWIN FRANK JOHN)

UNGS in the presence of:-)

E. F. J. - Younger

John
Church Cottage
The Street,
Halvergate
Norwich

SIGNED SEALED AND DELIVERED)

by the said ALEC CHARLES BROCK)

in the presence of:-)

Alec Charles Brock

Alec Charles Brock

North View
Street
Norwich
Norwich

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