

TOWN & COUNTRY PLANNING ACT 1971



DACORUM BOROUGH COUNCIL

DD

To:

Peter J Former
73 Harpur Street
Bedford
MK40 2SR

20 Elderly Persons Flats and Car Parking
Details of landscaping
The white House
St Albans Road
Hemel Hempstead
Herts

Brief
description
and location
of proposed
development

In pursuance of their powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder the Council hereby gives approval to the details which were reserved for subsequent approval in planning permission no **4/0393/88**

granted on **6 September 1988** at the above-mentioned location in accordance with the details submitted by you, with your application dated **9 January 1990**

Dated **Twenty-fifth** day of **January** 19 **90**

Signed *Colin Barnard*

Designation Chief Planning Officer

NOTE: This is not a separate planning permission, but must be read in conjunction with any conditions attached to the permission indicated above.

DATED

6A Sept.

1988

DACORUM BOROUGH COUNCIL

and

DANIEL MORRISSEY

and

BARRATT LUTON LTD

AGREEMENT

under s.52 of the Town and Country Planning Act 1971
and s.33 of the Local Government (Miscellaneous
Provision) Act 1982 in respect of
The White House
361 St Albans Road
Hemel Hempstead
Hertfordshire

Keith Hunt
Borough Secretary
Dacorum Borough Council
Civic Centre
Marlowes
Hemel Hempstead
Hertfordshire
HP1 1HH

File Ref: AMW/PEC/S.52 & S.33/32/126/118/BS6A/8.88

T H I S A G R E E M E N T is made the ^{6th} day of
^{Sept.} One thousand nine hundred and eighty-eight
between DACORUM BOROUGH COUNCIL of Civic Centre Marlowes Hemel
Hempstead Hertfordshire HP1 1HH ("the Council") of the first part
and DANIEL MORRISSEY of 25 Beechwood Park Boxmoor Hemel Hempstead
Hertfordshire ("the Owner" which expression shall include its
successors in title or assigns) of the second part and BARRATT LUTON
LTD whose registered office is at PO Box 5 Barratt House 668 Hitchin
Road Luton Bedfordshire LU2 7XJ ("the Developer") of the third part

W H E R E A S :

- (1) The Council is the local planning authority for the purposes of the Town and Country Planning Act 1971 for the Borough of Dacorum and a Principal Council within the meaning of s.33 of the Local Government (Miscellaneous Provisions) Act 1982
- (2) The Owner is the Owner in unencumbered fee simple of land known as The White House 361 St Albans Road Hemel Hempstead Hertfordshire ("the Land")
- (3) The Developer has made application to the Council for planning permission under reference 4/0393/88 for erection of 20 elderly persons flats and car parking ("the Development") shown on drawing number 1117.3B attached hereto and is the prospective purchaser of the Land
- (4) The Council requires that the Development be constructed to comply with the requirements of Category 2 Old People as defined in the Ministry of Housing and Local Government Circular 82/69 and that occupation of the Development be restricted to occupation by such persons in the manner described hereinafter
- (5) The parties hereto wish to enter into an agreement in respect of the Land pursuant to s.52 of the Town and Country Planning Act 1971 and s.33 of the Local Government (Miscellaneous Provisions) Act 1982 which shall be binding on the Owner and his successors in title

N O W T H I S D E E D W I T N E S S E T H as follows :

1. This agreement and the covenants herein contained are expressly made pursuant to s.52 of the Town and Country Planning Act 1971 and s.33 of the Local Government (Miscellaneous Provisions) Act 1982
2. In consideration of the covenants on the part of the Owner and Developer hereinafter contained the Council hereby covenants with them that the Council will forthwith grant planning permission in respect of the application subject to conditions
3. The Owner and Developer hereby covenant with the Council:-
 - (i) That 19 of the 20 flats hereby permitted shall be occupied by at least 1 person who shall be aged 60 or over (the "Qualifying Person") provided however that if the Qualifying Person shall die or become incapable of residing at the flat any other person who resided at the flat with the Qualifying Person may remain in occupation and provided no flat shall be occupied by anyone who is not aged 55 or over
 - (ii) That occupation of the flat coloured brown on drawing number 1117.3B shall be restricted to a person whose sole full-time occupation is as the Warden for the Development and any person residing with the Warden provided that the flat shall be immediately vacated if the said Warden shall die or cease to be employed as a Warden for the Development
 - (iii) That the room coloured green on drawing number 1117.3B shall be restricted to use as a communal room by all the occupants of the Development
 - (iv) That it will pay the reasonable legal costs incurred by the Council in the preparation of this agreement

4. This agreement shall be registered as a Local Land Charge

I N W I T N E S S W H E R E O F the parties hereto have set their
respective common seals the day and year first before written

THE COMMON SEAL of)
DACORUM BOROUGH COUNCIL)
was hereunto affixed in the)
presence of:-)

L.S.

Chief Executive

Assistant Secretary
(Admin)

SIGNED SEALED and DELIVERED)
by DANIEL MORRISSEY)
in the presence of:-)

L.S.

Witness

Address

Occupation

THE COMMON SEAL of)
BARRATT LUTON LTD)
was hereunto affixed in)
the presence of:-)

L.S.

Director

Secretary

D.C.7A

Town Planning
Ref. No. 4/0024/80

TOWN & COUNTRY PLANNING ACT 1971

DACORUM DISTRICT COUNCIL

To: Peter J. Farmer
73 Harper Street
Bedford
MK40 2SR

Details of landscaping

20 elderly persons flats and car parking

The White House
St. Albans Road
Kemel Hempstead

Brief
description
and location
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granted on 6 September 1988 at the above-mentioned location in accordance with the details submitted by you, with your application dated 9 January 1990

Dated _____ day of _____ 19____

Signed Colin Barnard

Designation Chief Planning Officer

NOTE: This is not a separate planning permission, but must be read in conjunction with any conditions attached to the permission indicated above.