

FILE

date 22 July 1992
your ref RTH.JG.ABBOTS
our ref ~~NR~~/SR/32/126/148
contact Ms N Pope
extension 2237

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Hemel Hempstead

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Dear Sirs

**DEED OF VARIATION OF SECTION 106 AGREEMENT
ABBOTS HILL SCHOOL, HEMEL HEMPSTEAD**

Thank you for your letter of 14 July.

I enclose herewith one part of the Deed of Variation which was sealed by the Council and duly completed on 16 July 1992. I would also confirm that the Deed has been entered on the register of local land charges.

Please would you kindly confirm safe receipt of the above. I look forward to hearing from you.

Yours faithfully



for DIRECTOR OF LAW AND ADMINISTRATION

Enc

DATED

16th

July

1992

DACORUM BOROUGH COUNCIL

and

ABBOTS HILL LIMITED

DEED OF VARIATION

under S.106 of the
Town and Country Planning Act 1990
and S.33 of the
Local Government (Miscellaneous Provisions) Act 1982
in respect of
Abbots Hill School
Bunkers Lane
Hemel Hempstead
Hertfordshire

Keith M Pugsley
Director of Law and Administration
Dacorum Borough Council
Civic Centre
Hemel Hempstead
Hertfordshire
HP1 1HH

Ref: 12.91/32/126/148/NP/SGC/BS.7

cT_B

T H I S D E E D is made the sixteenth day of *July* One thousand nine hundred and ninety-two B E T W E E N DACORUM BOROUGH COUNCIL of Civic Centre Marlowes Hemel Hempstead in the County of Hertford (hereinafter called "the Council") of the one part and ABBOTS HILL LIMITED of Abbots Hill School Bunkers Lane Hemel Hempstead aforesaid (hereinafter called "the Applicant") of the other part

W H E R E A S:

- (1) On the Seventh day of April One thousand nine hundred and eighty-nine the Council assigned the reference 4/0638/89 to an application for outline planning permission (hereinafter called "the Application") submitted by the Applicant in respect of the Land
- (2) An Agreement (hereinafter called "the Agreement") was made on the Fifteenth day of August One thousand nine hundred and ninety-one between the Council of the one part and the Applicant of the other part under s.106 of the Town and Country Planning Act 1990 and s.33 of the Local Government (Miscellaneous Provisions) Act 1982 in respect of land known as Abbots Hill School Bunkers Lane Hemel Hempstead Hertfordshire and shown edged red on the plan annexed to the Agreement (hereinafter called "the Land")
- (3) In the Agreement the Application was not described in recitals (2) and (3) as an application for outline planning permission and Clause 2 did not describe the planning permission to be granted as outline planning permission and the Schedule contained conditions appropriate to a full planning permission rather than an outline planning permission
- (4) The Council and the Applicant have agreed that the Agreement should be varied in the manner hereinafter appearing

T H I S D E E D W I T N E S S E T H :

1. To each of Recitals (2) and (3) and to Clause 2 of the Agreement there shall be added the word "outline" immediately before the words "planning permission"
2. Paragraphs 1 and 2 to the Schedule to the Agreement shall be deleted and replaced by the following paragraphs:
 - (1) The development hereby permitted shall not be carried out otherwise than in accordance with detailed plans and drawings showing the siting design landscaping and external appearance of the building and means of access thereto which shall have been approved by the local planning authority or in default of agreement by the Secretary of State
 - (2) Application for approval in respect of all matters reserved in condition 1 above shall be made to the local planning authority within a period of three years commencing on the date of this notice and the development to which this permission relates shall be begun by not later than whichever is the later of the following dates:
 - (i) the expiration of a period of five years commencing on the date of this notice
 - (ii) the expiration of a period of two years commencing on the date upon which final approval is given by the local planning authority or by the Secretary of State or in the case of approval given on different dates final approval by the local planning authority or the Secretary of State

IN WITNESS whereof the parties hereto have fixed 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:

Keith Hunt

Chief Executive

A. M. Waller

Assistant Director
(Law)



SEAL REGISTER
BOOK 1
ENTRY 1354

THE COMMON SEAL of
Abbots Hill Limited
was hereunto affixed
in the presence of:

[Signature]

Director

Secretary

[Signature]