



Dated 14th October 2016

RIBBLE VALLEY BOROUGH COUNCIL

and

RONALD JACKSON

Supplemental Agreement

pursuant to Section 106 of the Town and Country Planning
Act 1990 relating to the land at Chatburn Old Road,
Chatburn, Clitheroe

This Deed is made the

14th day of October 2016

By

1. **RIBBLE VALLEY BOROUGH COUNCIL** of Council Offices, Church Walk, Clitheroe, Lancashire BB7 2RA (Council) and
2. **RONALD JACKSON** of Low Park Barn, Aveland Way, Sleaford, Lincolnshire NG34 0HF (Owner)

Whereas

- A. This Deed is supplemental to a Section 106 Agreement dated 27 May 2015 made between (1) Ribble Valley Borough Council and (2) Ronald Jackson (the "Original Agreement") in respect of the planning permission reference 3/2014/0618 ("the Planning Permission")
- B. The Owner is registered as the proprietor of the Site, as defined in the Original Agreement comprised within Land Registry Title Number LA907056 shown edged red on Plan 1 of the Original Agreement
- C. The Owner has submitted an application to the Council under reference 3/2016/0748 for variation of Condition 02 (substitution of house types/designs for plots 1, 2, 3, 4, 5, 7, 8, 9 & 10, including repositioning of plots 3, 7, 9 & 10, and alteration to internal access road) and Removal of Condition 10 (un-associated condition) of planning permission 3/2014/0618 for the erection of ten dwellings of the Planning Permission (the "Application").
- D. The Council and the Owner have agreed to enter into this Deed for the purpose of providing that the Original Agreement will apply and be enforceable in relation to the Planning Permission and the new planning permission to be granted by the Council pursuant to the Application and shall continue to apply in all respects and at all times in respect of all parts of the Property
- E. All references, clauses, definitions and paragraphs refer to the Original Agreement (unless expressly stated otherwise) and are used in this Deed.

NOW THIS DEED WITNESSETH as follows:

1. This Deed is made pursuant to Section 106 of the Town and Country Planning Act 1990 (as amended) Section 111 of the Local Government Act 1972 and all other enabling powers with the intent that the obligations contained in this Deed shall run with and bind the Property
2. The Owner for itself and its successors in title to the Property hereby covenants and agrees with the Council that with effect from the date of any planning permission granted pursuant to the Application and at all times thereafter:
 - 2.1. the planning obligations on the Property as set out in the Original Agreement shall apply to and be enforceable against the Owner in relation to the Planning

Permission and the planning permission to be granted pursuant to the Application in the manner and subject to the same terms and conditions and other provisions as those set out in the Original Agreement

2.2. the Original Agreement shall continue in full force and effect and be binding subject to the provisions this Deed

3. Legal costs

The Owner shall pay the Council's reasonable legal costs in the negotiation and completion of this Deed.

IN WITNESS of which the parties have executed this Deed on the date first written above

THE COMMON SEAL of RIBBLE VALLEY BOROUGH COUNCIL
was affixed in the presence of:

MAYOR

Joyce Halgate

CHIEF EXECUTIVE

M.H. Sutt

SIGNED as a DEED
by RONALD JACKSON




in the presence of:-

Signature of witness 

Name (in BLOCK CAPITALS) SHARON FOX

Address..... 18 HARTINGTON CLOSE, GRANTHAM, NG317FX