

DATED 23rd February 2022

ROBERT HITCHINS LIMITED

to

GLOUCESTERSHIRE COUNTY COUNCIL

**PLANNING OBLIGATION BY WAY OF UNILATERAL UNDERTAKING
under S106 of the Town and Country Planning Act 1990 (as amended) the Public
Libraries and Museums Act 1964 Chapter III of the Education Act 1996 Section 111
of the Local Government Act 1972 and Section 1 of the Localism Act 2011**

(Education and Libraries obligations only)

in respect of Land at Oakley Farm, Priors Road, Cheltenham

Planning Application Reference 20/01069/OUT
Planning Appeal Ref: APP/B1605/W/21/3273053

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THIS DEED is made the *Twenty-Third* day of *February* 2022

BY

ROBERT HITCHINS LIMITED (Co. Regn. No. 0686734) whose registered office is at
The Manor, Boddington, Cheltenham, Gloucestershire GL51 0TJ ("the **Owner**")
creating planning obligations enforceable by **GLOUCESTERSHIRE COUNTY COUNCIL**
of Shire Hall, Westgate Street, Gloucester GL1 2TG ("the **Council**")

WHEREAS:

- (1) The Owner is the Registered Proprietor of the Land with absolute title subject only to the matters set out in the Title Registers but otherwise free from incumbrances and as more particularly described in Schedule 1 of this Deed
- (2) The Owner proposes to carry out the Development on the Land
- (3) The Owner enters into this Deed in order to secure the planning obligations contained within it in relation to education and libraries provisions only in the event that the Permission is granted; The Owner will enter into a separate planning obligation with regards to highways and other infrastructure provisions by way of a bi-lateral agreement which will be completed on the same date as this Deed
- (4) The Owner will enter into separate planning obligations with Cheltenham Borough Council which will be completed on the same date as this Deed
- (5) The Council is
 - (a) a Local Planning Authority as defined in the Act and the Local Planning Authority for the purposes of planning obligations imposed pursuant to the provisions of Section 106 of the Act; and

