

DATED 23rd February 2022

ROBERT HITCHINS LIMITED

and


GLOUCESTERSHIRE COUNTY COUNCIL

**PLANNING OBLIGATION BY WAY OF AGREEMENT
under S106 of the Town and Country Planning Act 1990 (as amended) S278 of the
Highways Act 1980 Section 111 of the Local Government Act 1972 and Section 1 of
the Localism Act 2011**

(Transport and Infrastructure 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

Certified as a true and
faithful copy of the
original
Signed 
Dated 28.02.2022

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

BETWEEN

1. **ROBERT HITCHINS LIMITED** (Co. Regn. No. 0686734) whose registered office is at The Manor, Boddington, Cheltenham, Gloucestershire GL51 0TJ ("the **Owner**")
2. **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 highways and other infrastructure provision only in the event that the Permission is granted; The Owner will enter into a separate planning obligations with regards to education and libraries provisions by way of a Unilateral Undertaking 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

