

Dated 11TH APRIL 2000

DEED OF VARIATION

(1) THE DISTRICT COUNCIL OF KENNET

(2) ALLAN THOMAS HARLEY

 **BURGES
SALMON** 
SOLICITORS

THIS DEED is made the day of 2000 between (1) **THE DISTRICT COUNCIL OF KENNET** of Browfort, Bath Road, Devizes in the County of Wiltshire ("the Council") and (2) **ALLAN THOMAS HARLEY** of Manor Farm, Westbury Road, Little Cheverell, Wiltshire ("the Owner")

NOW THIS DEED WITNESSES as follows :

1 Definitions and Interpretation

In this Deed

- 1.1 "The Council" is the Local Planning Authority for its area.
- 1.2 "The Agreement" is an agreement dated 20th September One thousand nine hundred and ninety made under Section 106 of the Town & Country Planning Act 1990 and Section 33 of the Local Government (Miscellaneous Provisions) Act 1982 between the Council and the Owner containing planning obligations.
- 1.3 The Owner is the owner of the land and premises edged red ("the red land") and the land and stockyards edged blue ("the blue land") and Glebe Farmhouse edged green ("the green land") at Manor Farm, Westbury Road, Little Cheverell, Wiltshire as marked on the attached plan.

2 Recitals

- 2.1 This Deed is supplemental to the Agreement.
- 2.2 The parties desire to alter the terms of the Agreement as mentioned below.

3 Variation

It is mutually agreed that the Agreement shall be varied as follows :

- 3.1 The following provisions shall be added at the end of Clause 1 of the Agreement as though it had been contained in the Agreement at the date of execution;

"And the green land or any part or parts thereof".

3.2 Clause 2 of the Agreement shall be deleted and substituted with the following provision as though it had been contained in the Agreement at the date of execution :

"The Owner hereby covenants with the Council that :-

- (i) he will not sell, let or otherwise dispose of the blue land and the green land other than as one unit; and*
- (ii) the green land shall only be occupied ancillary to the blue land.*

4 Confirmation of the Agreement

Save as modified by this Deed the Agreement shall continue in full force and effect in all respects.

IN WITNESS WHEREOF the parties hereto have executed this Deed the day and year first before written.

THE COMMON SEAL of **THE DISTRICT COUNCIL OF KENNET** was hereunto affixed in the presence of :

THE CHAIRMAN OF THE COUNCIL



SOLICITOR TO THE COUNCIL



SIGNED AS A DEED by the said **ALLAN THOMAS HARLEY** in the presence of :



Name of Witness :

Address :

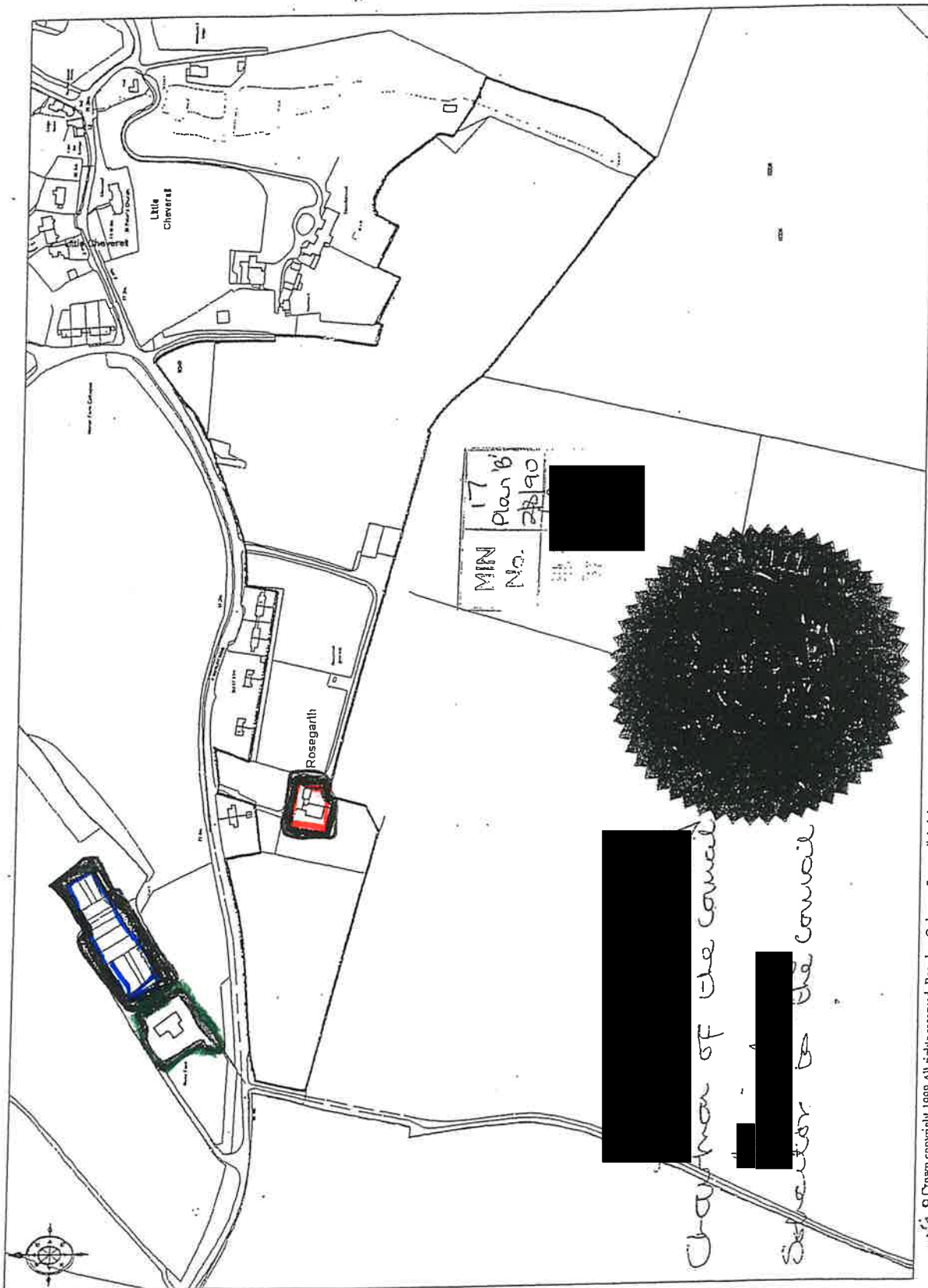
FRANCIS,
BEECHING STONE, BRISTOL

Occupation

CHARTERED SURVEYOR

MIN No.	17 Plan B 2/8/90
CHK'D BY	NH

Rosegarth Little Cheverell, Nr Devizes



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