DATED 22nd June 2001

HUNTINGDONSHIRE DISTRICT COUNCIL

-and-

CAMBRIDGESHIRE COUNTY COUNCIL

-and-

E C HAMPTON (WHOLESALE) LTD

SUPPLEMENTAL AGREEMENT

(to a Section 106 Agreement dated 9th April 1998)

Under Section 106 of the Town and Country Planning Act 1990 in relation to residential development off Headlands, Fenstanton

THIS SUPPLEMENTAL AGREEMENT is made on 22nd June 2001

BETWEEN

(1) **HUNTINGDONSHIRE DISTRICT COUNCIL** (the **"Council"**) of Pathfinder House, St Mary's Street, Huntingdon in the County of Cambridgeshire;

(2) **CAMBRIDGESHIRE COUNTY COUNCIL** (the **"County Council"**) of Shire Hall, Castle Hill, Cambridge CB1 0AP; and

(3) **E C HAMPTON (WHOLESALE) LIMITED** (the **"Owner"**) of 8 Baker Street, London W1M 1DA

SUPPLEMENTAL to an agreement ("the Principal Agreement") under Section 106 of the Town and Planning Act 1990 in relation to land off Headlands, Fenstanton, Huntingdon, Cambridgeshire dated 9th April 1998 made Between the Council (1) the County Council (2) and the Owner (3)

RECITALS

(A) Since the completion of the Principal Agreement the Section 73 Application has been submitted by the Owner

(B) The Council is satisfied that the Section 73 Application may be granted subject to it being covered by the provisions of the Principal Agreement

(C) Since the completion of the Principal Agreement it has come to light that a small part of the land intended to form the Car Park and shown blue on the plan attached ("The Highway Land") is not in the ownership of the Owner but forms part of the adopted public highway and the parties have agreed to amend the Principal Deed and make further provision in relation thereto.

NOW THIS DEED which is a Planning Obligation made in pursuance of Section 106 of the Act and all other powers the parties hereto enabling witnesseth as follows:

1. **DEFINITIONS**

1.1 Except as hereinafter provided terms defined in the Principal Agreement shall have the same meaning in this Agreement

1.2 "Section 73 Application" means the application made by the Owner under Section 73 of the

Act and registered by the Council on 5th January 2001 under reference 01/00006/S73 for a variation of the time limit conditions in Planning Permission 91/0276 dated 9th April 1998

2. **SUPPLEMENTAL AGREEMENT**

2.1 The term "the Application" for the purposes of the Principal Agreement shall include the Section 73 Application

2.2 The following shall be added to the end of Cause 4.3 of the Principal Agreement "and for the avoidance of doubt this Agreement shall only cease to have effect on the expiry revocation or withdrawal of all the planning permissions granted pursuant to the Application".

2.3 The term "the Car Park" shall be deemed not to include the Highway Land and the Car Park Plan shall be read and construed as though the Highway Land were excluded from it.

3. **SAVING**

Save as varied or amended by this Supplemental Agreement the Principal Agreement shall continue in full force and effect

IN WITNESS whereof the parties hereto have caused this deed to be duly executed the day and year first before mentioned

THE COMMON SEAL of the)
HUNTINGDONSHIRE DISTRICT)
COUNCIL was annexed to this Deed in)
the presence of:)

[redacted]

Executive Director of Central Services

THE COMMON SEAL of)
CAMBRIDGESHIRE COUNTY)
COUNCIL was annexed to this Deed in)
the presence of:)

[redacted]

acting Solicitor to the Council

10/01

27/1/01

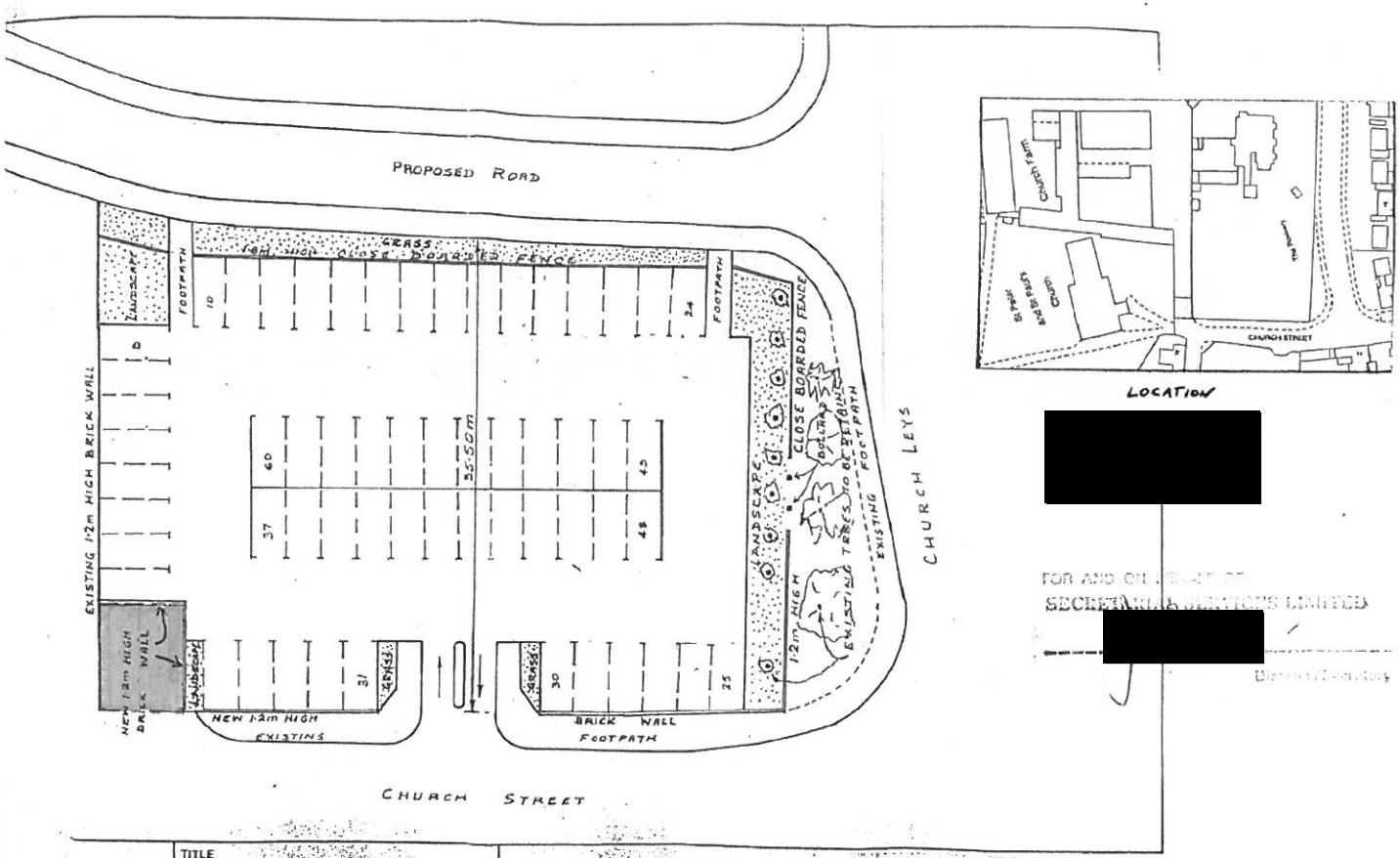
THE COMMON SEAL of)
E C HAMPTON (WHOLESALE))
LIMITED was annexed to this Deed in)
the presence of:)

Director [redacted]

FOR AND ON BEHALF OF
SECRETARIAL SERVICES LIMITED

Secretary [redacted]

Director/Secretary



[redacted]

FOR AND ON [illegible]
SECRET[illegible] LIMITED
[redacted]
Director/Secretary

TITLE
PROPOSED LAYOUT PLAN

Huntingdonshire District Council
DEPARTMENT OF TECHNICAL SERVICES
DIRECTOR: ERIC K. HEADS, C.Eng., F.I.C.E., M.I.H.T., M.B.I.M.
PATHFINDER HOUSE, ST. MARY'S STREET, [illegible]INGDON
CAMBS, PE18 6TR. TELEPHONE: HUNTINGDON 456161

SCALE 1:250.	DATE JAN. 1997.
DRAWN BY KRL	
DRG. No. N 4370.	

[redacted]