

This unilateral deed is dated 22 November 2019

To:-

- (1) CHERWELL DISTRICT COUNCIL of Bodicote House Bodicote Banbury Oxfordshire OX15 4AA ("**District Council**")
- (2) OXFORDSHIRE COUNTY COUNCIL whose principal office is at County Hall New Road Oxford OX1 1ND ("**County Council**")

From:-

- (3) BROOKE HOMES (BICESTER) LTD (Co. Regn. No. 09351015) of 46-48 Rothesay Road, Luton Bedfordshire LU1 1U2. ("**BHB**")

BACKGROUND

- (A) BHB has entered Unilateral Notices on land at Himley including Land Registry title numbers: ON245151, ON318263, ON245153, ON237022, ON245151 and ON339648 ("**Property**").
- (B) The owners of the Property will shortly enter into an agreement under s106 of the Town and Country Planning Act 1990 ("s.106 agreement") with the District Council and County Council in support of an outline planning permission for the development of the Property, in terms shortly to be finalised.
- (C) BHB has agreed to enter into this unilateral deed to acknowledge that any s106 agreement in respect of the Property will have priority over any interest BHB may have in the Property.

1. Priority

BHB confirms that any s106 agreement entered into with the District Council and County Councils in respect of the Property will have priority over any interest that BHB may have in the Property. Any interest that BHB has in the Property now or in the future will be bound by any outstanding obligations under any s106 agreement.

2. Local Land Charge

BHB confirms that the District Council and County Council may enter any s106 agreement as a local land charge against the Property.

Executed as a deed by
BROOKE HOMES
(BICESTER) LTD

acting by a director, in the
presence of:



[SIGNATURE OF
DIRECTOR]

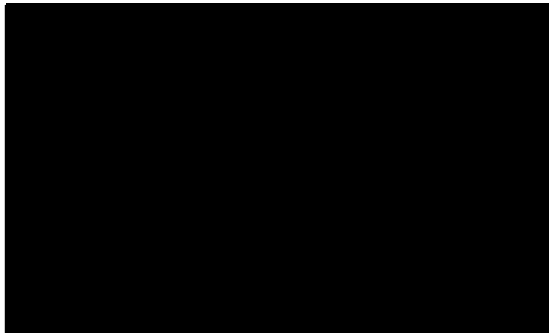
.....J HOLLERAN

[NAME OF DIRECTOR]



[SIGNATURE OF WITNESS]

.....RAYMOND ST. JOHN MURPHY



[NAME, ADDRESS [AND
OCCUPATION] OF
WITNESS]