

THIS DEED is made on the 12th day of December 2023

BY

(1) **CHICHESTER DISTRICT COUNCIL** whose office is at East Pallant House, Chichester, West Sussex, PO19 1TY ("the Council")

TO

(2) **BOSHAM LIMITED** (Company registration number 11145803) of 22 Chancery Lane, London WC2A 1LS

(3) **SHOPWYKE LIMITED** (Company registration number 11145921) of 22 Chancery Lane, London WC2A 1LS

Parties (2) to (3) being together ("the Owners")

BACKGROUND

(A) The Council made the Chichester District Council (Tangmere)(No 2) Compulsory Purchase Order 2023 ("the Order") on 30 March 2023 pursuant to section 226(1)(a) of the Town and Country Planning Act 1990.

(B) The Order was subsequently submitted for confirmation to the Secretary of State for Levelling Up, Housing and Communities as at the date of this Deed a decision is awaited.

(C) If confirmed, the Order will authorise the Council to compulsorily acquire land (as more particularly described in the Order as being the Order Land) in order to facilitate the development of the Tangmere Strategic Development Location ("the Scheme")

(D) The Owners have made formal objections to the confirmation of the Order to the Secretary of State.

(E) An Inquiry is in the process of being held which is due to close on 25 January 2024 ("the Inquiry").

(F) The Owners are the freehold owners of Plots 16, 17, 18 & 19E of the Order Land.

1. DEFINITIONS AND INTERPRETATION

"Challenge Free" means in relation to the Order that:

(i) the period of six weeks starting from the date on which notice of the confirmation of the Order is first published has expired without Proceedings being issued; or

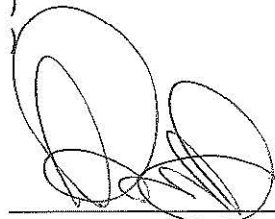
(ii) if Proceedings have been issued within the period of six weeks starting from the date on which notice of the confirmation of Order is first published, those Proceedings have been finally disposed of leaving in place the Order;

"Proceedings" means an application under section 23 of the Acquisition of Land Act 1981 questioning the validity of the Order or the confirmation of the Order including appeals to a higher court against a judgment given in a lower court.

THE COUNCIL HEREBY UNDERTAKES WITH THE OWNERS pursuant to section 111 of the Local Government Act 1972 and all other enabling powers to acquire by a single general vesting declaration Plots 16, 17, 18 & 19E within six months from the date the Order is Challenge Free (and time shall be of the essence).

IN WITNESS THIS DEED has been executed and delivered on the date hereof

The Common Seal of
Chichester District Council
was affixed to this Deed
in the presence of an
Authorised Signatory

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Authorised Signatory



22/01/2023

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(E) An Inquiry is in the process of being held which is due to close on 25 January 2024 ("the Inquiry").

(F) The Owners are the freehold owners of Plots 1, 3, 4 and 5 of the Order Land.

1. DEFINITIONS AND INTERPRETATION

"Challenge Free" means in relation to the Order that:

(i) the period of six weeks starting from the date on which notice of the confirmation of the Order is first published has expired without Proceedings being issued; or

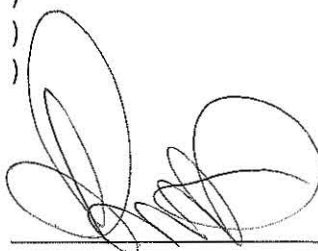
(ii) if Proceedings have been issued within the period of six weeks starting from the date on which notice of the confirmation of Order is first published, those Proceedings have been finally disposed of leaving in place the Order;

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