

"Commencement of Development"	the date on which any material operation defined in Section 56(4) of the Act) part of the Development begins to be carried out other than (for the purposes of the Act) and for no other purpose) operation consisting of site clearance, demolition, archaeological investigations, investigation for the purpose of assessing ground conditions, remedial work in respect of contamination or other adverse ground conditions, diversion and laying of sewerage, erection of any temporary means of enclosure, the temporary display of notices or advertisements and "Commencement of Development" shall be construed accordingly
"Development"	the development of the Site consisting of the works set out in the Application
"Index"	All Items Index of Retail Prices issued by the Office for National Statistics
"Interest"	interest at 5 per cent above the base rate of the Barclays Bank Plc from time to time
"Material Operation"	means a material operation as defined in Section 56 subsection 4(a) to (e) of the Act to implement the Planning Permission
"Original s106 Agreement"	means the agreement dated 10 th May 2001 and made between the Council and the Owner
"Plan"	the Plan attached to this Deed
"Planning Permission"	the draft full planning permission subject to the conditions to be granted by the Council pursuant to the Application as set out in the Sixth Schedule
"Retaining Wall"	means the wall abutting and adjoining the western side of Clayton Road, Farnborough Broughton which is to be constructed as part of the Development in accordance with condition 18 of the Planning Permission
"Retaining Wall Contribution"	means the sum (indexed in accordance with the provisions of this Deed) representing the future cost of maintenance of the Retaining Wall, such sum to be calculated