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Date 26 September 2008

**Stansted Airport Limited**

**-to-**

**Hertfordshire County Council**

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**DEED OF UNILATERAL UNDERTAKING**

relating to Land at Stansted Airport, Essex  
and pursuant to Section 106 of  
the Town and Country Planning Act 1990

**Planning Application Reference UTT/0717/06/FUL and  
PINS Appeal Reference APP/C1570/A/06/2032278**

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October 2008  
Ref: ASW/002268/00423

CERTIFIED TO BE A TRUE AND  
COMPLETE COPY OF THE ORIGINAL  
CMS Cameron McKenna LLP  
DATED 26/09/08  
CMS Cameron McKenna LLP  
Mitre House, 160 Aldersgate Street  
London EC1A 4DD

AN UNDERTAKING given on the 26 day of September two thousand and eight from STANSTED AIRPORT LIMITED (company registration number 01990920) whose registered office is at 130 Wilton Road London SW1V ILQ (hereinafter referred to as STAL) to HERTFORDSHIRE COUNTY COUNCIL of Hertfordshire County Hall, Pegs Lane, Hertford SG13 8DQ (hereinafter referred to as HCC)

1. **Definitions**

- 1.1 "the 15+ development" shall mean the development permitted by planning permission reference number UTT/1000/01/OP
- 1.2 "the 1972 Act" shall mean the Local Government Act 1972
- 1.3 "the 1990 Act" shall mean the Town & Country Planning Act 1990
- 1.4 "the 1999 Act" shall mean the Contracts (Rights of Third Parties) Act 1999
- 1.5 "the 2000 Act" shall mean the Local Government Act 2000
- 1.6 "the Airport" shall mean Stansted Airport Essex shown on Plan 1 edged in red but excluding the land edged green
- 1.7 "the Airport Boundary" shall mean the red line shown on Plan 1
- 1.8 "the Authority" shall mean Hertfordshire County Council or HCC
- 1.9 "the Bishop's Stortford Transport Study" shall mean the Bishop's Stortford Transport Study dated March 2006
- 1.10 "Construction" shall mean the commencement of works that are in accordance with the let contract for the development of the Little Hadham By-Pass
- 1.11 "Date of Grant" shall mean the date on the Permission as issued by the Secretaries of State
- 1.12 "the Development" shall mean the development authorised by the Planning Permission
- 1.13 "The Eastern Herts Transport Plan" shall mean the Eastern Herts Transport Plan dated May 2006
- 1.14 "Hertfordshire Local Transport Plan" shall mean the Hertfordshire Local Transport Plan 2006-2011
- 1.15 "Implementation" shall mean the implementation of the Planning Permission for the Development by the annual passenger throughput at Stansted Airport exceeding 25 mppa over any period of 12 calendar months or the annual number of ATMs exceeding 241,000 over any period of 12 calendar months or the carrying out of any material operation (as defined by s. 56 of the 1990 Act) in respect of the Development which is permitted by the Planning Permission, whichever is the earlier
- 1.16 "Implementation Date" shall mean the date specified by STAL to HCC in a written notice served upon HCC as the date upon which the Development permitted by the Planning Permission is to be commenced or has been commenced or if no such notice is served, on the date of Implementation
- 1.17 "Little Hadham By-Pass" shall mean Option 5 for the proposed A120 Little Hadham By-Pass around the village of Little Hadham