

Regeneration Act 2008 (or as redefined by any amendment replacement or re-enactment of such Act)

"Index Linked"

index-linked from the date of this Deed until such time that payment of any sum specified in this Deed is made such index linking to be equivalent to any increase in such sums in proportion to the increase in the Retail Price Index (All Items) published by the Office for National Statistics (or if either such index ceases to be published such other index as the Council shall reasonably determine)

"Implementation"

means the carrying out on the Site pursuant to the Permission of a Material Operation and "Implement" shall be construed accordingly

"Local Connection"

shall mean

- Applicant(s) have been permanently resident in the locality for the last SIX months.
- Applicant(s) have immediate family members who are currently and have been continuously resident for the last FIVE years in the locality. Family members are defined as parents/guardians, adult children or brothers or sisters.
- Applicant(s) have previously lived in the locality for a continuous period of TWELVE months (whilst aged 18 or over) in the last FIVE years.
- Applicant's main place of work is in the locality for a continuous period of TWELVE months.

For the avoidance of doubt there is no priority given between each level of the above cascade

the applicant needs to satisfy one of the above criteria to have a local connection.

"Material Operation"

means a material operation as defined in Section 56(4) of the Act save that for the purposes of this Agreement the following shall not constitute a material operation:-

- (a) site clearance
- (b) earthworks
- (c) demolition of existing buildings
- (d) archaeological investigation
- (e) assessment of contamination
- (f) remedial action in respect of contamination
- (g) the erection of fences or other means of enclosure for site security
- (h) the erection of a site compound or site office or temporary buildings hoardings flags or structures

"Choice Based Lettings Scheme"

means the property letting scheme utilised by the Council to advertise for let vacant council and housing association properties within North Kesteven District or any successor scheme approved in writing by the Council and the Affordable Housing Provider

"Neighbouring Parishes"

the Parishes of Aubourn & Haddington, Boothby Graffoe, Carlton le Moorland, Coleby, Navenby, Norton Disney and Thurlby

"Occupation" and "Occupied"

means to take occupation for residential purposes on the date the unit or dwelling is first liable to Council Tax but does not include occupation for

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