

### Rehabilitation of tip

- 7.1 The Owner shall to the satisfaction of the Council and the Environment Protection Authority not later than two years after the date of execution of this Agreement or the date by which statements of compliance for not more than 210 residential lots have been issued, whichever is the earlier, complete the rehabilitation of the former Torquay tip situated on the former tip land.
- 7.2 The covenants imposed upon the Owner in this clause shall not apply to the excluded land.



### Environmental Management Plan

- 8.1 The Owner shall, prior to the commencement of any works on the land prepare to the satisfaction of the Council an Environmental Management Plan (EMP).
- 8.2 Once the EMP is approved, development and use of the land shall be carried out in accordance with the EMP and the obligations to implement the EMP shall fall upon the Owner for the time being of that part of the land to which the obligation or obligations under the EMP relates save that in respect of the excluded land the obligations referred to the Schedule 4 list shall be the complete obligations imposed upon the Owner or Owners of the excluded land pursuant to the EMP.

### Infrastructure - saltmarsh

- 9.1 The Owner shall be responsible for any costs incurred by the Council to rectify any problems caused by any discharge into the saltmarsh from the development or use of any part of the land. The obligation to meet such costs shall fall upon the Owner or Owners of that part of the land from which the discharge has occurred and if more than one Owner then in such proportions as the Council may determine.
- 9.2 The covenants imposed upon the Owner in this clause shall not apply to the excluded land.