

# PegasusLife

Date: 21st March 2016

To: Card Geotechnics Limited  
4 Godalming Business Centre  
Woolsack Way  
Godalming  
Surrey  
GU7 1XW.



For the attention of: Mark Creighton, Regional Director

Dear Sirs

**Appointment to act as Basement Design Engineer in relation to the proposed development of Fitzjohn's Ave, Hampstead, London NW3 6PA ("the Project")**

1. We hereby confirm your appointment upon the terms of this letter with effect from the date of commencement of your main services as temporary and enabling works engineer.
2. You shall carry out the service of providing a Basement Construction Plan for the Owner in accordance with the obligation at 4.3 of the s.106 Agreement dated 28<sup>th</sup> August 2015 relating to Arthur West House, 79 Fitzjohn's Ave, Hampstead, London NW3 6PA.
3. You shall in carrying out the service and exercise all the reasonable skill, care and diligence to be expected of a Structural and Civil Engineer for the development ("**the Project**") holding himself out as having the competence, experience and resources necessary for the proper performance of such services in connection with a project of a size, scope and complexity similar to that of the Project.
4. The Owner in accordance with the s.106 agreement definitions at 2.8.1 for the Basement Construction Plan appoints you to fulfil the following obligation

"the Owner to appoint an independent chartered engineer (qualified in the fields of geotechnical and/or structural engineering) from a recognised professional body having relevant experience of sub-ground level construction commensurate with the Development ("**the Basement Design Engineer**") AND for details of the appointment to be submitted to the Council for written approval (and the Owner to confirm that any change in Basement Design Engineer during the Construction Phase with the Council in advance);"

Yours faithfully

A handwritten signature in black ink, appearing to read 'RM' followed by a stylized name.

Richard Mortimer  
Development Director  
**PEGASUS LIFE DEVELOPMENT LTD**

Royal Court  
Church Green  
Kings Worthy  
Winchester  
SO23 7TW

01962 710 700  
pegasuslife.co.uk

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Date: 21st March 2016

To: MLM Consulting Engineers Ltd  
North Kiln,  
Felaw Maltings,  
46 Felaw Street,  
Ipswich,  
Suffolk, IP2 8PN



For the attention of: Peter Welham

Dear Sirs

**Appointment to act as Basement Design Engineer in relation to the proposed development of Fitzjohn's Ave, Hampstead, London NW3 6PA ("the Project")**

1. We hereby confirm your appointment upon the terms of this letter with effect from the date of commencement of your main services for Structural and Civil Engineering.
2. You shall carry out the service of providing a Basement Construction Plan for the Owner in accordance with the obligation at 4.3 of the s.106 Agreement dated 28<sup>th</sup> August 2015 relating to Arthur West House, 79 Fitzjohn's Ave, Hampstead, London NW3 6PA.
3. You shall in carrying out the service and exercise all the reasonable skill, care and diligence to be expected of a Structural and Civil Engineer for the development ("**the Project**") holding himself out as having the competence, experience and resources necessary for the proper performance of such services in connection with a project of a size, scope and complexity similar to that of the Project.
4. The Owner in accordance with the s.106 agreement definitions at 2.8.1 for the Basement Construction Plan appoints you to fulfil the following obligation

"the Owner to appoint an independent chartered engineer (qualified in the fields of geotechnical and/or structural engineering) from a recognised professional body having relevant experience of sub-ground level construction commensurate with the Development ("**the Basement Design Engineer**") AND for details of the appointment to be submitted to the Council for written approval (and the Owner to confirm that any change in Basement Design Engineer during the Construction Phase with the Council in advance);"

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