

The Planning Inspectorate

QUESTIONNAIRE SECTION 195 AND SECTION 26K LAWFUL DEVELOPMENT CERTIFICATE APPEAL (Online Version)

You must ensure that a copy of the completed questionnaire, together with any enclosures, is sent to the appellant/agent. **You must include details of the statutory development plan, even if you intend to rely more heavily on some other emerging plan.**

This and any documents which you have indicated as 'To follow' should also be sent to the case officer by the date given in the start letter.

If notification or consultation under an Act, Order or Departmental Circular would have been necessary before granting permission and has not yet taken place, please inform the appropriate bodies of the appeal now and ask for any comments to be sent direct to us by the date your statement is due.

Appeal Reference

APP/X5210/X/23/3333230

Appeal By

TSCPP

Site Address

38-40 Windmill Street
London
W1T 2JX

PART 1

1.a. Do you agree to the written representations procedure? Yes ☒ No ☐

*Note: If the written procedure is agreed, the Inspector will visit the site **unaccompanied** by either party unless the relevant part of the site cannot be seen from a road or other public land, or it is essential for the Inspector to enter the site to check measurements or other relevant facts.*

2a. If the written procedure is agreed, can the relevant part of the appeal site be seen from a road, public footpath, bridleway or other public land? Yes ☒ No ☐

2.b. Is it essential for the Inspector to enter the site to check measurements or other relevant facts? Yes ☒ No ☐

Please explain

To assess impact on the building, neighbouring buildings, and the character of the immediate area.
To assess impact on the Conservation Area and Neighbourhood Area.

2.c. Are there any known health and safety issues that would affect the conduct of the site inspection? Yes ☐ No ☒

2.d. Would the Inspector have to go onto any privately owned adjoining land as well as the appeal site itself? Yes ☐ No ☒

3.a. Are there any other matters (for example appeals, applications or orders) relating to this land, which are now before the Secretary of State? Yes ☐ No ☒

PART 2

4. Was a valid application and any fee required, received and accepted for the development appealed against? Yes ☒ No ☐

5. Does the appeal relate to a planning condition? Yes ☐ No ☒

6. Is there a planning officer's report to committee or delegated report and any other relevant document/minutes?	Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/>
7. Was there an enforcement notice in force at the date of the application?	Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/>
8. Are there any related reasons you may have for questioning the validity of the appeal?	Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/>
9. Are there any related applications now before the local planning authority (LPA)?	Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/>

Please provide a copy
☒ [see 'Questionnaire Documents' section](#)

10.a. if any Development Plan Document (DPD) or Neighbourhood Plan relevant to this appeal has been examined and found sound/met the basic conditions and passed a referendum, the date the DPD or Neighbourhood Plan is likely to be adopted and, if you consider this date will be before the Inspector's decision on this appeal is issued, an explanation of the Council's policy position in respect of this appeal upon its adoption. You should also include an explanation of the status of existing policies and plans, as they relate to this appeal, upon adoption and which (if any) will be superseded;

Please select from the options below:
☒ [see 'Questionnaire Documents' section](#)

Date the DPD/Neighbourhood Plan is likely to be adopted: 01/03/2014

10.b. if any DPD or Neighbourhood Plan relevant to this appeal has been submitted for examination, or in the case of a Neighbourhood Plan has been examined and is awaiting a referendum, an explanation of any substantive changes in the progress of the emerging plan, and their relevance to this appeal if it is considered that the plan will not be adopted before the Inspector's decision on this appeal is issued;	Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/>
10.c. your Authority's CIL charging schedule is being/has been examined;			<input type="checkbox"/>
10.d. your Authority's CIL charging schedule has been/is likely to be adopted.			<input type="checkbox"/>
10.e. are there any other matters relevant to determining the appeal which you think we should know about at this stage?	Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/>

Please provide details:

Charlotte Street Conservation Area Appraisal and Management Plan (2008) with maps.
 Listed Building opposite the appeal site.
 Relevant planning history.

☒ [see 'Questionnaire Documents' section](#)

11. Do you wish to attach your statement of case?	Yes	<input type="checkbox"/> No	<input checked="" type="checkbox"/>
12. This appeal is made under section:			
Section 191			<input type="checkbox"/>
Section 192			<input checked="" type="checkbox"/>
Section 26H			<input type="checkbox"/>

LPA Details

I certify that a copy of this appeal questionnaire and any enclosures will be sent to the appellant or agent today. ☒

LPA's reference

2023/3865/P

Completed by

Karina Wujek

On behalf of

London Borough of Camden

Please provide the details of the officer we can contact for this appeal, if different from the Planning Inspectorate's usual contact for this type of appeal.

Name

Phone no (including dialling code)

Email

Please advise the case officer of any changes in circumstances occurring after the return of the questionnaire.

QUESTIONNAIRE DOCUMENTS

Appeal Reference APP/X5210/X/23/3333230

Appeal By TSCPP

Site Address
38-40 Windmill Street
London
W1T 2JX

The documents listed below were uploaded with this form:

Relates to Section: PART 2
Document Description: 9. Details of any related applications now before the local planning authority (LPA).

File name: 2023_4907_NEW Application, proposal.pdf
File name: 2023_4907_NEW Application, sections 1,2.pdf
File name: 2023_4907_NEW Application, sections 3,4,5.pdf
File name: 2023_4907_NEW Application, sections 6,7.pdf
File name: 2023_4907_NEW Application, section 8.pdf
File name: 2023_4907_NEW Application, sections 9,10,11,12,13.pdf
File name: 2023_4907_NEW Cover letter.pdf
File name: 2023_4907_NEW Drawing NW00.pdf
File name: 2023_4907_NEW Drawing NW001.pdf

Relates to Section: PART 2
Document Description: 10.a. An explanation of the Council's policy position in respect of this appeal upon its adoption if any Development Plan Document (DPD) or Neighbourhood Plan is relevant to this appeal.

File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 - Cover.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -1- Purpose and Scope.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -2- Character and Challenges.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -3- Vision and Objectives.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -4- Land Use Principles.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -5- Character Areas and Urban Design Principles.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -5- CHARLOTTE STREET CHARACTER AREA.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -6- Opportunity sites.pdf
File name: Pages from Fitzrovia Area Action Plan Adopted March 2014 -7- Delivery and monitoring.pdf

Relates to Section: PART 2
Document Description: 10.e. Details of any other matters relevant to determining the appeal.
File name: Charlotte Street CAAMP (2008).pdf
File name: CA - map - designation dates.pdf
File name: CA - map - positive contributors and listed buildings.pdf
File name: CA - map - topography.pdf
File name: CA - map - urban grain.pdf

File name: CA - map - year 1894.pdf
File name: CA - map - year 1914.pdf
File name: CA - map - year 1935.pdf
File name: 7 AND 8 WINDMILL STREET- listing 1379205 Historic England.pdf
File name: 2016_0397_P Decision.pdf
File name: 2016_0397_P Delegated Report (Member's Briefing).pdf
File name: 2016_0397_P Legal Agreement.pdf
File name: 2016_0397_P Location & block plans.pdf
File name: 2016_0397_P Existing 1st fl.pdf
File name: 2016_0397_P Existing 2nd fl.pdf
File name: 2016_0397_P Existing 3rd fl.pdf
File name: 2016_0397_P Proposed ground fl.pdf
File name: 2016_0397_P Proposed 1st fl.pdf
File name: 2016_0397_P Proposed 2nd fl.pdf
File name: 2016_0397_P Proposed 3rd fl.pdf
File name: 2016_0397_P ADDITIONAL STATEMENT.pdf
File name: 2016_0397_P DAS.pdf

Completed by

Not Set

Date

11/12/2023 16:57:25

LPA

London Borough of Camden