

Application ref: 2023/5252/P
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Date: 8 April 2024

Development Management
Regeneration and Planning
London Borough of Camden
Town Hall
Judd Street
London
WC1H 9JE

Phone: 020 7974 4444

planning@camden.gov.uk
www.camden.gov.uk/planning

The Heritage Practice Ltd.
10 Bloomsbury Way
London
WC1A 2SL

Dear Sir/Madam

DECISION

Town and Country Planning Act 1990 (as amended)

Householder Application Granted

Address:
43 Downshire Hill
London
NW3 1NU

Proposal:
Replace casement window at second floor level in side elevation of rear outrigger (in association with internal alterations proposed under Listed Building Consent application 2024/0861/L).

Drawing Nos: PL/EX: 1 C, EX 2 C, EX 3 C, EX 4 C, EX 5 C, EX 6 C, EX 7 C, EX 8 C, EX 9 C, EX 10 C, EX 11 C; PL/PR: 1 D, 2 D, 3 D, 4 D, 5 D, 6 D, 7 D, 8 D, 9 D, 10 D, 11 D; PD: 1 A, 2 A, 3 A; DT-STAIR.02: C, 1C, 2C, 3C, 4C, 5C, 6C, 7C, 8C, 9C; Thermablok-Aerogel-ThermaSlim-Internal-Wall-Insulation; Design, Access and Heritage Appraisal (The Heritage Practice - december 2023); CARE Engineer Structural Assessment Report; OS Map

The Council has considered your application and decided to grant permission subject to the following condition(s):

Condition(s) and Reason(s):

- 1 The development hereby permitted must be begun not later than the end of three years from the date of this permission.

Reason: In order to comply with the provisions of Section 91 of the Town and Country Planning Act 1990 (as amended).

- 2 The development hereby permitted shall be carried out in accordance with the following approved drawings and documents:

PL/EX: 1 C, EX 2 C, EX 3 C, EX 4 C, EX 5 C, EX 6 C, EX 7 C, EX 8 C, EX 9 C, EX 10 C, EX 11 C; PL/PR: 1 D, 2 D, 3 D, 4 D, 5 D, 6 D, 7 D, 8 D, 9 D, 10 D, 11 D; PD: 1 A, 2 A, 3 A; DT-STAIR.02: C, 1C, 2C, 3C, 4C, 5C, 6C, 7C, 8C, 9C; Thermablok-Aerogel-ThermaSlim-Internal-Wall-Insulation; Design, Access and Heritage Appraisal (The Heritage Practice - december 2023); CARE Engineer Structural Assessment Report; OS Map

Reason: For the avoidance of doubt and in the interest of proper planning.

- 3 All new external work shall be carried out in materials that resemble, as closely as possible, in colour and texture those of the existing building, unless otherwise specified in the approved application.

Reason: To safeguard the appearance of the premises and the character of the immediate area in accordance with the requirements of policies D1 and D2 of the London Borough of Camden Local Plan 2017.

Informative(s):

- 1 Planning permission is sought for the installation of a replacement casement window at second floor level on the side elevation of the rear outrigger. Various internal alterations are also proposed; however, these do not require planning permission but are the subject of an associated Listed Building Consent application, ref. 2024/0861/L.

The proposed replacement casement window would be of a similar size, design and siting as the window which it would replace. As such, it would not result in any harm to the special interest of the host Grade II listed building nor the character or appearance of the Conservation Area.

Given the scale and scope of the proposed works are not anticipated to give rise to any amenity impacts to neighbouring occupiers with regards to loss of daylight/sunlight, outlook, or privacy.

Special regard has been attached to the desirability of preserving the listed building, its setting and its features of special architectural or historic interest, and the desirability of preserving or enhancing the character or appearance of the Conservation Area, under s.66 and s.72 of the Planning (Listed Buildings and Conservation Areas) Act 1990 as amended by the Enterprise and Regulatory Reform Act 2013.

No objections have been received prior to making this decision. The planning history of the site has been taken into account when coming to this decision.

As such, the proposed development is in general accordance with policies A1, D1 and D2 of the Camden Local Plan 2017 and policies DH1 and DH2 of the Hampstead Neighbourhood Plan 2018-2033. The proposed development also accords with the London Plan 2021 and the National Planning Policy Framework 2023.

- 2 Your proposals may be subject to control under the Building Regulations and/or the London Buildings Acts that cover aspects including fire and emergency escape, access and facilities for people with disabilities and sound insulation between dwellings. You are advised to consult the Council's Building Control Service, Camden Town Hall, Judd St, Kings Cross, London NW1 2QS (tel: 020-7974 6941).
- 3 This approval does not authorise the use of the public highway. Any requirement to use the public highway, such as for hoardings, temporary road closures and suspension of parking bays, will be subject to approval of relevant licence from the Council's Streetworks Authorisations & Compliance Team, 5 Pancras Square c/o Town Hall, Judd Street London WC1H 9JE (Tel. No 020 7974 4444). Licences and authorisations need to be sought in advance of proposed works. Where development is subject to a Construction Management Plan (through a requirement in a S106 agreement), no licence or authorisation will be granted until the Construction Management Plan is approved by the Council.
- 4 All works should be conducted in accordance with the Camden Minimum Requirements - a copy is available on the Council's website (search for 'Camden Minimum Requirements' at www.camden.gov.uk) or contact the Council's Noise and Licensing Enforcement Team, 5 Pancras Square c/o Town Hall, Judd Street London WC1H 9JE (Tel. No. 020 7974 4444)

Noise from demolition and construction works is subject to control under the Control of Pollution Act 1974. You must carry out any building works that can be heard at the boundary of the site only between 08.00 and 18.00 hours Monday to Friday and 08.00 to 13.00 on Saturday and not at all on Sundays and Public Holidays. You must secure the approval of the Council's Noise and Licensing Enforcement Team prior to undertaking such activities outside these hours.

In dealing with the application, the Council has sought to work with the applicant in a positive and proactive way in accordance with paragraph 38 of the National Planning Policy Framework 2023.

You can find advice about your rights of appeal at:

<https://www.gov.uk/appeal-householder-planning-decision>.

If you submit an appeal against this decision you are now eligible to use the new [submission form](#) (Before you start - Appeal a planning decision - GOV.UK).

Yours faithfully



Daniel Pope
Chief Planning Officer