

Enforcement Notice: **EN22/0801**
Officer: Ramesh Depala
Application number: **2023/2242/P**
Officer: Obote Hope
Date: 10/04/2024



Development Management
Regeneration and Planning
London Borough of Camden
5 Pancras Square
N1C 4AG

Switchboard: 020 7974 4444

Email: PlanningAppeals@camden.gov.uk

camden.gov.uk/planning

Dear Sir/Madam

Town and Country Planning Act 1990 (as amended)
NOTIFICATION OF AN APPEAL

Site Address:	40 Hillway London N6 6HH
Description of development:	Installation of 3x air-conditioning units with acoustic enclosure to the rear roof of the single-storey ground floor extension (part retrospective).
Application Number:	2023/2242/P
Appellant's name:	Mr Anthony Bandak
Planning Inspectorate reference (appeal case number in bold)	APP/X5210/W/24/ 3340566
Appeal start date:	10 April 2024

We have recently notified you of the appeal against enforcement, appeal ref. APP/X5210/C/24/3340242. The appeal against enforcement has now been linked to this appeal against our refusal of a planning application, appeal ref. APP/X5210/W/24/3340566. Both will run to the following timetable.

Summary of the previous notification:

The Council has recently notified you of an appeal against the Council's enforcement notice EN22/0801, which has been made to the Planning Inspectorate, where the breach of enforcement is:

Without planning permission: Installation of 3 x air condenser units to the rear roof of the single storey ground floor extension.

Grounds of Appeal

The appellant/s have appealed on grounds **(a), (c), (f), (g)** as set out at Section 174(2) of the 1990 Act:

- a) That planning permission should be granted for what is alleged in the notice. (**x**)
- b) That the breach of control alleged in the enforcement notice has not occurred as a matter of fact ()
- c) That there has not been a breach of planning control. (**x**)
- d) That, at the time the enforcement notice was issued, it was too late to take enforcement action against the matters stated in the notice. ()
- e) Copies of the enforcement notice were not served on everyone who has an interest in the land. ()
- f) The steps required to comply with the requirements of the notice are excessive, and lesser steps would overcome the objections. (**x**)
- g) The time given to comply with the notice is too short. (**x**)

Now, both appeals are linked and to be decided by an Inspector from the Planning Inspectorate on the basis of an exchange of **written statements** between the people who have made the appeal and the Council, followed by a site visit.

Your representation should be made **by 15 May 2024**.

Online

The direct link to the main appeal, where you can submit your representation until the deadline stated above, is <https://acp.planninginspectorate.gov.uk/ViewCase.aspx?caseid=3340242>

The direct link to the linked appeal, where you can submit your representation until the deadline stated above, is <https://acp.planninginspectorate.gov.uk/ViewCase.aspx?caseid=3340566>

Or search case **3340242** or **3340566** at <https://acp.planninginspectorate.gov.uk/>

The appeal decision will be published here, too.

By post

Where possible, send 3 copies of your letter, quoting case number **3340242** and/or **3340566**, to:
Paul Eland
The Planning Inspectorate
Room 3B, Temple Quay House
Bristol BS1 6PN

Any representations submitted after the deadline will not usually be considered and will be returned. The Planning Inspectorate does not acknowledge receipt of representations. All representations must quote the appeal case number/s.

Please ensure that your submission (comments and documents) is GDPR compliant. There is guidance on what GDPR is available on gov.uk - principally it is about not revealing *sensitive* information about yourself or others in your representation, such as telephone numbers, email addresses, background, religion, health, sheltered address, etc.

From 1 April 2024 any comments submitted by email will not be considered and will be returned. Comments from interested parties on appeals will only be accepted electronically and via post.

Electronically

Comments from interested parties on appeals will be accepted through the Appeals Casework Portal <https://acp.planninginspectorate.gov.uk/>

Guidance on communicating with the Planning Inspectorate electronically can be found at: <https://www.gov.uk/government/publications/enforcement-appeals-procedural-guide>

By post

Comments from interested parties on appeals will be accepted via letter to **Temple Quay House, Bristol, BS1 6PN**. Please make sure that your letters sent to the Planning Inspectorate quote the appeal case number/s.

To view the application documents and the appeal submission please use the Application number given above at [Camden.gov.uk/ViewPlans](https://camden.gov.uk/ViewPlans)

As explained in the previous letter, the documents concerning this Enforcement and the appeal are available here:

<http://camdocs.camden.gov.uk/HPRMWebDrawer/PlanRec?q=recContainer:EN22/0801>

Supporting Communities Directorate
London Borough of Camden