

Enforcement Notice: EN23/0192
Officer: Miles Peterson
Date: 29/05/2024



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 - AMENDED

The Council has been notified of an appeal by Westgrove Management Limited which has been made to the Planning Inspectorate against the Council's enforcement notice. The appeal concerns property at:

Flat 4
39 Belsize Square
London NW3 4HL

And the breach of planning control alleged in the enforcement notice is:

Without planning permission: The change of use from one three-bedroom flat located on the second and third floors to two flats.

And the reasons for issuing the notice are:

- The change of use has occurred within the last 4 years; and
- In absence of a S106 legal agreement to secure the development as car free, the development contributes unacceptably to parking stress and congestion in the surrounding area, contrary to policies T1 (Prioritising walking, cycling and public transport), T2 (Parking and Car Parking), A1 (Managing the impact of development) and DM1 (Delivery and monitoring) of the Camden Local Plan (2017).

Grounds of Appeal

The appellant has appealed on grounds (a) (b) (c) (d) (f) (g):

- (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 (X)
- (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. (X)
- (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)

NEW PROCEDURE AND TIMETABLE

The appeal will be determined on the basis of **written representations**.

The procedure to be followed is set out in Part 2 of The Town and Country Planning (Appeals) (Written Representations Procedure)(England) Regulations 2009, as amended.

The new deadline to send your representation to the Planning Inspectorate is: **by 21 June 2024**.

How to make comments or modify/withdraw your previous representation:

Online

Search case number **3340116** at <https://acp.planninginspectorate.gov.uk/>

By post

Send 3 copies of your letter, quoting case number **3340116** on each copy, to:

Room 3B

Temple Quay House

Bristol BS1 6PN

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.

You can get a copy of our guidance booklet free of charge from you, or on your website, or on GOV.UK

<https://www.gov.uk/government/collections/taking-part-in-a-planning-listed-building-or-enforcement-appeal>

The documents concerning this Enforcement and the appeal are available here:

<http://camdocs.camden.gov.uk/HPRMWebDrawer/PlanRec?q=recContainer:EN23/0192>

Supporting Communities Directorate
London Borough of Camden