

Application ref: 2025/0504/P
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Date: 13 March 2025

Development Management
Regeneration and Planning
London Borough of Camden
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Transport for London
Palestra House
10th Floor
197 Blackfriars Road
London
SE1 8NJ
United Kingdom

Dear Sir/Madam

DECISION

Town and Country Planning Act 1990 (as amended)

Full Planning Permission Granted

Address:

Adjacent to Agar Grove Estate
Agar Grove
London
NW1 9SL

Proposal:

Installation of a cycle hire docking station in the highway near the corner of Agar Grove and Wrotham Road.

Drawing Nos: AGAR_GROVE-LOC Rev P00; AGAR_GROVE-EX Rev P00;
AGAR_GROVE-GA Rev P00; CHS_2_T Rev 5; CHS-DP-03 Rev 4; TDE-FW-01 Rev
C; Planning, Design and Access Statement (Transport for London, February 2025);
Cover Letter (Transport for London, 05 February 2025).

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 plans:

AGAR_GROVE-LOC Rev P00; AGAR_GROVE-EX Rev P00; AGAR_GROVE-GA Rev P00; CHS_2_T Rev 5; CHS-DP-03 Rev 4; TDE-FW-01 Rev C; Planning, Design and Access Statement (Transport for London, February 2025); Cover Letter (Transport for London, 05 February 2025).

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

Informative(s):

- 1 Reasons for granting permission -

The application is for a cycle hire docking station with a registration and payment terminal and 18 docking points as part of the Transport for London (TfL) Santander Cycle Hire Scheme. It would be located on the footway outside the former Agar Grove Estate on the corner of Agar Grove and Milburn Lane. The proposal follows the Camden Square Area Safe and Healthy Street an "C50" cycle route consultation which closed in April 2023 and included among other measures the provision of a Santander docking station on Agar Grove. The proposal and its location are supported by TfL and Council Transport Officers and are considered to comply with Policy T1. Whilst the site is located directly adjacent to a Local Plan Public Open Space it would not be detrimental to the setting of this designated open space. Additionally, the site is located within the protected viewing corridor from the Kenwood viewing gazebo to St Paul's Cathedral, however due to its low profile, the proposal would not impact on this protected view.

While not located within a Conservation Area, it is directly adjacent Camden Square Conservation Area. The docking station is a simple and relatively small utilitarian structure, typical of public transport infrastructure across London. The proposal would preserve the street scene and the setting of the adjacent Conservation Area. The Council has had special regard to the desirability of preserving the character and appearance of the Conservation Area in accordance with the Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended).

The docking station would be located on an extended section of footway, and has been designed to maximise pedestrian circulation within and around the docking points and terminal. Thus, the proposal would not result in a safety hazard for pedestrians using the adjacent footpath. Additionally, the carriageway has been carefully designed to incorporate the additional width of the docking station and as such it would not comprise the safety or road users.

The introduction of the docking station near to residential and noise sensitive properties could result in a minor increase in noise and disturbance, but it would be consistent with a busy Central London location. Given its scale and siting it is not considered to cause harm in terms of light, outlook or a sense of enclosure.

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

As such, the proposed development is in accordance with the development plan and in particular policies C6, A1, A2, D1, D2, T1, and T3 of the Camden Local Plan 2017. The proposed development also accords with policies of the London Plan 2021 and of the National Planning Policy Framework 2024.

- 2 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.
- 3 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).
- 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.

- 5 Biodiversity Net Gain (BNG) Informative (1/2):

The effect of paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990 ("1990 Act") is that planning permission granted in England is subject to the condition ("the biodiversity gain condition") that development may not begin unless:

- (a) a Biodiversity Gain Plan has been submitted to the planning authority, and
- (b) the planning authority has approved the plan.

The local planning authority (LPA) that would approve any Biodiversity Gain Plan (BGP) (if required) is London Borough of Camden.

There are statutory exemptions and transitional arrangements which mean that the biodiversity gain condition does not always apply. These are summarised below, but you should check the legislation yourself and ensure you meet the statutory requirements.

Based on the information provided, this will not require the approval of a BGP before development is begun because it is below the de minimis threshold.

++ Summary of transitional arrangements and exemptions for biodiversity gain condition

The following are provided for information and may not apply to this permission:

1. The planning application was made before 12 February 2024.
2. The planning permission is retrospective.
3. The planning permission was granted under section 73 of the Town and Country Planning Act 1990 and the original (parent) planning permission was made or granted before 12 February 2024.
4. The permission is exempt because of one or more of the reasons below:
 - It is not "major development" and the application was made or granted before 2 April 2024, or planning permission is granted under section 73 and the original (parent) permission was made or granted before 2 April 2024.
 - It is below the de minimis threshold (because it does not impact an onsite priority habitat AND impacts less than 25 square metres of onsite habitat with biodiversity value greater than zero and less than 5 metres in length of onsite linear habitat).
 - The application is a Householder Application.
 - It is for development of a "Biodiversity Gain Site".
 - It is Self and Custom Build Development (for no more than 9 dwellings on a site no larger than 0.5 hectares and consists exclusively of dwellings which are Self-Build or Custom Housebuilding).
 - It forms part of, or is ancillary to, the high-speed railway transport network (High Speed 2).

6 Biodiversity Net Gain (BNG) Informative (2/2):

+ Irreplaceable habitat:

If the onsite habitat includes Irreplaceable Habitat (within the meaning of the Biodiversity Gain Requirements (Irreplaceable Habitat) Regulations 2024) there are additional requirements. In addition to information about minimising adverse impacts on the habitat, the BGP must include information on compensation for any impact on the biodiversity of the irreplaceable habitat. The LPA can only approve a BGP if satisfied that the impact on the irreplaceable habitat is minimised and appropriate arrangements have been made for compensating for any impact which do not include the use of biodiversity credits.

++ The effect of section 73(2D) of the Town and Country Planning Act 1990
If planning permission is granted under section 73, and a BGP was approved in

relation to the previous planning permission ("the earlier BGP"), the earlier BGP may be regarded as approved for the purpose of discharging the biodiversity gain condition on this permission. It will be regarded as approved if the conditions attached (and so the permission granted) do not affect both the post-development value of the onsite habitat and any arrangements made to compensate irreplaceable habitat as specified in the earlier BGP.

++ Phased development

In the case of phased development, the BGP will be required to be submitted to and approved by the LPA before development can begin (the overall plan), and before each phase of development can begin (phase plans). The modifications in respect of the biodiversity gain condition in phased development are set out in Part 2 of the Biodiversity Gain (Town and Country Planning) (Modifications and Amendments) (England) Regulations 2024.

In dealing with the application, the Council has sought to work with the applicant in a positive and proactive way in accordance with the National Planning Policy Framework. The council publishes its adopted policies online, along with detailed Camden Planning Guidance. It also provides advice on the website for submitting applications and offers a pre-application advice service.

You can find advice about your rights of appeal at:

<https://www.gov.uk/appeal-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