

Harlequin Ltd
Innovation Centre
Maidstone Road
Kent
ME5 9FD

Application Ref: **2012/0035/P**
Please ask for: **Amanda Peck**
Telephone: 020 7974 **5885**

6 February 2012

Dear Sir/Madam

DECISION

Town and Country Planning Acts 1990 (as amended)
Town and Country Planning (General Development Procedure) Order 1995

Prior Approval Required - Approval Given

Address:
S/O 176 Camden Road
London
NW1 9HG

Proposal:
The installation of 1x BT equipment cabinet.
Drawing Nos: Kentish Town PCP020 rev A site plan.

The Council has considered your application for prior approval of siting and appearance in respect of the telecommunications equipment described above and hereby **gives approval**.

Informative(s):

- 1 You are reminded of the need to ensure that the apparatus shall be removed as soon as reasonably practicable when no longer required, in accordance with condition A.2(2) of Part 24 of the Town & Country Planning (General Permitted Development) Order as amended by the (England) Order 2001.
- 2 This consent is without prejudice to, and shall not be construed as derogating from, any of the rights, powers, and duties of the Council pursuant to any of its statutory



functions or in any other capacity and, in particular, shall not restrict the Council from exercising any of its powers or duties under the Highways Act 1980 (as amended). In particular your attention is drawn to the need to obtain permission for any part of the structure which overhangs the public highway (including footway). Permission should be sought from the Council's Highways Engineering Team, Town Hall, Argyle Street WC1H 8EQ, (tel: 020 7974 4444) or email highwayengineering@camden.gov.uk

- 3 The trees close to the site at the adjacent property at 176 Camden Road are the subject of the Tree Preservation Order. You are advised that the cabinet hereby approved should be constructed in such a manner that it will not be susceptible to future damage by protected trees. The Council is unlikely to consider favourably any application to prune or fell protected trees because of their impact on the cabinet hereby approved. You are further advised that the Department for Communities and Local Government the Regions guidance "Tree Preservation Orders - A Guide to the Law and Good Practice" states that no compensation is payable to a person for loss or damage which was (i) reasonably foreseeable by that person, and (ii) attributable to that person's failure to take reasonable steps to avert the loss or damage or mitigate its extent.
- 4 You are advised that the structure hereby approved should be constructed in such a manner that it will not be susceptible to future damage by protected trees. The Council is unlikely to consider favourably any application to prune or fell protected trees because of their impact on the structure hereby approved. You are further advised that the Department for Communities and Local Government the Regions guidance "Tree Preservation Orders - A Guide to the Law and Good Practice" states that no compensation is payable to a person for loss or damage which was (i) reasonably foreseeable by that person, and (ii) attributable to that person's failure to take reasonable steps to avert the loss or damage or mitigate its extent
- 5 The proposed equipment cabin must not encroach any further out onto the footway than is shown on the proposed drawings. If this becomes necessary in order to protect the tree then a further prior approval notification would be necessary which may be refused.

Disclaimer

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