

QUEEN'S BENCH DIVISION

I N T H E M A T T E R of THE TOWN AND COUNTRY PLANNING ACT 1971

- and -

I N T H E M A T T E R of GOLDHURST MANSIONS, 7-19 GOLDHURST TERRACE,
LONDON NW6

B E T W E E N :

PARBRIGHT INVESTMENTS LIMITED

Applicants

- and -

SECRETARY OF STATE FOR THE ENVIRONMENT

First Respondent

- and -

CAMDEN LONDON BOROUGH COUNCIL

Second Respondent

C O N S E N T

TAKE NOTICE that we the Solicitors for the parties herein HEREBY CONSENT
to an Order that:-

1. The decision of the First Respondent's Inspector dated 15th August, 1986
be quashed; and
2. The First Respondent do pay the Applicants their costs of this action,
to be taxed if not agreed.

PARTICULARS

(1) This is an Application under Section 245 of the Town and Country
Planning Act 1971 to quash a decision of the First Respondent's Inspector
dated 15th August, 1986 dismissing the Applicants' Appeal against a refusal
of planning permission for the conversion of the 5th Floor of

Goldhurst Mansions, 7-19 Goldhurst Terrace, London NW6 from habitable rooms and part residential storage to two self-contained flats.

(2) The Inspector wrongly directed himself that the proposed development was not within the criteria which would permit an increased density although he found that the appeal premises satisfied both categories (a) (b) of paragraph 2.18 of the Second Respondent's approved District Plan Written Statement, which sets out the categories in which higher densities than standard will be permitted. In so doing he misdirected himself that all four categories in paragraph 2.18 must be complied with in order for an increased density to be permitted.

(3) The Inspector wrongly directed himself that the proposal would increase the plot ratio, contrary to Sections 15.4 and 2.2 of the Second Respondent's Environmental Code, incorporated in the District Plan.

(4) The First Respondent therefore concedes that the must submit to judgment on Grounds 1 and 2 in the Notice of Motion.

(5) A copy of the decision letter is exhibited to the Affidavit of Simon Julian Serota sworn herein as Exhibits 'SJS3'.

DATED this day of 1987

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Solicitor to the Applicants

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Treasury Solicitor
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