



Planning and Communications Department

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B Schlaffenberg Dr Arch (Rome) Dip.TP FRTP1.
Director of Planning and Communications

Item No. **11**

Messrs Taylor Tyrrell Lewis
& Craig
Regent Arcade House
19-25 Argyle Street
London W1V 2SV

Date **8 JUL 1977**Your reference
DL/PL/7/A/4010-4Our reference
022/013/22/3/24346

Telephone inquiries to:

Mr Keats**Ext. 223**Dear Sir(s) ~~XXXXXXXXXX~~

TOWN AND COUNTRY PLANNING ACTS
Permission for development (limited period)

The Council, in pursuance of its powers under the above-mentioned Acts and Orders made thereunder, hereby permits the development referred to in the undermentioned Schedule subject to the condition(s) set out therein and in accordance with the plan(s) submitted, save insofar as may otherwise be required by the said condition(s).

Your attention is drawn to the Statement of Applicant's Rights and to the General Information set out overleaf.

SCHEDULE

Date of application: **25th March 1977**Plans submitted: Reg.No: **-** Your No(s): **-**Address: **39 Marquis Road, NW1**

Development:

Continued use, for a further limited period, of the ground floor for motor vehicle repairs and the first floor for ancillary facilities for the employees thereof.

Condition(s):

- 1. The limited period for the continuation of the use shall be until 1st August 1978, by which date the use shall be discontinued and determined.**
- 2. The hours during which the uses may operate shall be restricted to the period from 8.0 a.m. until 6.0 p.m. on weekdays and 8.0 a.m. to 1.0 p.m. on Saturdays only.**
- 3. All work to vehicles shall be carried out within the curtilage of the site and no work shall be carried out in the roadway.**

October 1975

All correspondence to be addressed
to the Director of Planning and
Communications.

P.T.O.

Reason(s) for the imposition of condition(s):

1. "The proposal does not accord with the Initial Development Plan in which the area is zoned for residential purposes and the permanent use as proposed would be contrary to the Council's policy as expressed in the Proposed Borough Plan, to control non-conforming uses.

2. & 3. To safeguard the amenities of the adjoining premises and the area generally.

Informative Whilst the Council accepts that in certain circumstances a non-conforming use is acceptable in a residential area, it is very concerned that the conditions attached to the permission hereby granted shall be adhered to. To this end the situati- will be carefully watched during the coming months.

Yours faithfully,



Director of Planning and Communications
(Duly authorised by the Council to sign this document)

Statement of Applicant's Rights Arising from the Grant of Permission subject to Conditions

1. If the applicant is aggrieved by the decision of the local planning authority to grant permission or approval subject to conditions, he may appeal to (and on a form obtainable from) the Secretary of State for the Environment, Caxton House, Tothill Street, London SW1H 3BX, in accordance with Section 36 of the Town and Country Planning Act 1971 within six months of receipt of this notice. The Secretary of State has power to allow a longer period for the giving of a notice of appeal, but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been so granted otherwise than subject to the conditions imposed by the local planning authority having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order. (The statutory requirements include Sections 70 and 77 of the Act.)
2. If permission to develop land is granted subject to conditions, whether by the local planning authority or by the Secretary of State, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Council a purchase notice requiring the Council to purchase his interests in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.
3. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 169 of the Act.

General Information

This permission is given subject to the general statutory provisions in force in the area and nothing herein shall be regarded as dispensing with such compliance or be deemed to be a consent by the Council thereunder.

Your particular attention is drawn to the provisions of the London Building Acts 1930-39, and the by-laws in force thereunder which must be complied with to the satisfaction of the District Surveyor, whose address may be obtained from this office.

I would also remind you that the Council's permission does not modify or affect any personal or restrictive covenants, easements, etc., applying to or affecting either this land or any other land or the rights of any persons (including the London Borough of Camden) entitled to the benefit thereof or holding an interest in the property concerned in this development or in any adjoining property. In this connection applicants are advised to consult the Director of Works, Old Town Hall, Haverstock Hill, NW3 4QP, regarding any works proposed to, above or under any carriageway, footway or forecourt.

It is also necessary to obtain Listed Building Consent before any works of demolition, extension or alteration (internal or external) are undertaken to a building included in the Statutory List of Buildings of Architectural or Historic Interest: or before any works of demolition are undertaken to a building within a designated Conservation Area.

A planning permission does not constitute a Listed Building Consent.