

EN09/0368

**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED BY THE  
PLANNING AND COMPENSATION ACT 1991)**

**ENFORCEMENT NOTICE**

**ISSUED BY: THE LONDON BOROUGH OF CAMDEN**

1. **THIS NOTICE** is issued by the Council because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A(1) of the above Act, at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The Annex at the end of the Notice and the enclosures to which it refers contain important additional information.

2. **THE LAND TO WHICH THE NOTICE RELATES**

Land at 344 Kilburn High Road, London, NW6 2QJ shown edged black on the attached plan.

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission, use of the basement as a self-contained flat.

4. **REASONS FOR ISSUING THIS NOTICE**

- (a) It appears to the Council that the above breach of planning control has occurred within the last 4 years.
- (b) The unauthorised use of the basement as a self-contained flat fails to provide acceptable levels of light, outlook and appropriate ventilation for its occupiers and is therefore contrary to policy DP26 (Managing the impact of development on occupiers and neighbours) of the London Borough of Camden Local Development Framework 2010.

- (c) The use of the basement as a self contained flat would give rise to increased car parking pressures contrary to policy DP18 (Parking standards and limiting the availability of car parking) of the London Borough of Camden Local Development Framework 2010.
- (d) The Council do not consider that planning permission should be given, because planning conditions could not overcome these problems.

**5. WHAT YOU ARE REQUIRED TO DO**

Cease the use as a self-contained flat and remove the kitchen and bathroom fixtures and fittings.

**6. TIME FOR COMPLIANCE**

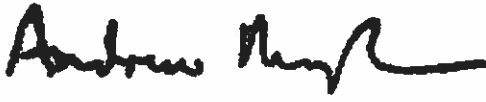
Within 6 (six) months from the date of this Notice taking effect.

**7. WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 27<sup>th</sup> June 2012 unless an appeal is made against it beforehand.

DATED: 16<sup>th</sup> May 2012

Signed: \_\_\_\_\_



Head of Legal Services, on behalf of the London Borough of Camden, Town Hall,  
Judd Street, London WC1H 9LP.



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## **ANNEX**

### **YOUR RIGHT OF APPEAL**

You can appeal against this notice, but any appeal must be received, or posted in time to be received by the Secretary of State before the **27<sup>th</sup> day of June 2012**.

- (a) send one copy to the Secretary of State if you decide to appeal, together with a copy of this enforcement notice.
- (b) send one copy of the appeal form and notice to the Council at:  
Development Control,  
Culture and Environment Department (Planning),  
London Borough of Camden,  
Fifth Floor,  
Town Hall,  
Argyle Street,  
London WC1H 8EQ
- (c) The other is for you to keep as a duplicate for your own records.

### **WHAT HAPPENS IF YOU DO NOT APPEAL**

If you do not appeal against this enforcement notice, it will take effect on **27<sup>th</sup> day of June 2012**, and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period specified in the notice. Failure to comply with an enforcement notice, which has taken effect, can result in prosecution and/or remedial action by the Council.

**NOTE PURSUANT TO REGULATION 5 OF THE TOWN AND COUNTRY  
(ENFORCEMENT NOTICES AND APPEALS) (ENGLAND) REGULATIONS 2002.**

If you appeal against the notice on Ground (a) "That planning permission should be granted for what is alleged in the enforcement notice, or that the condition which is alleged not to have been complied with should be discharged", there is a fee payable under Regulation 10 of the Town and Country Planning (Fees for Applications and Deemed Applications) Regulations 1989 for the deemed application for planning permission for the development alleged to be in breach of planning control in the enforcement notice.

The fee is payable both to the "Department for Communities and Local Government" for the Planning Inspectorate appeal, and also to the "London Borough of Camden", as the Local Planning Authority.

If you wish to appeal under Ground (a), the fee payable to the "Department for Communities and Local Government" should accompany the copy of the appeal form sent to the **Planning Inspectorate, P O Box 326, Bristol, BS99 7XF**. The fee is **£335**.

The fee payable to the "London Borough of Camden" should accompany the copy of the appeal form sent to the Council, at the following address: **Culture and Environment Department (Development Control), London Borough of Camden, Fifth Floor Town Hall, Argyle Street, London WC1H 8EQ**. The fee is also **£335**.