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Development Management
 Camden Town Hall Extension
 Argyle Street
 London WC1H 8EQ

Application for a Lawful Development Certificate for an Existing use or operation
 or activity including those in breach of a planning condition.

Town and Country Planning Act 1990: Section 191 as amended by section 10 of
 the Planning and Compensation Act 1991.

Town and Country Planning (Development Management Procedure) (England) Order 2010

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website.
 If you require any further clarification, please contact the Authority's planning department.

1. Applicant Name, Address and Contact Details

Title: First name: Surname:

Company name:

Street address:

Town/City:

County:

Country:

Postcode:

Telephone number: Country Code: National Number: Extension Number:

Mobile number:

Fax number:

Email address:

Are you an agent acting on behalf of the applicant? Yes No

2. Agent Name, Address and Contact Details

Title: First Name: Surname:

Company name:

Street address:

Town/City:

County:

Country:

Postcode:

Telephone number: Country Code: National Number: Extension Number:

Mobile number:

Fax number:

Email address:

3. Site Address Details

Full postal address of the site (including full postcode where available)

Description:

House:	<input type="text" value="139"/>	Suffix:	<input type="text"/>
House name:	<input type="text"/>		
Street address:	<input type="text" value="Whitfield Street"/>		
Town/City:	<input type="text" value="London"/>		
County:	<input type="text" value="Camden"/>		
Postcode:	<input type="text" value="W1T 5EN"/>		

Description of location or a grid reference (must be completed if postcode is not known):

Easting:	<input type="text" value="529212"/>
Northing:	<input type="text" value="182155"/>

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

Yes No

5. Lawful Development Certificate - Interest in Land

Please state the applicant's interest in the land:

a) Owner b) Lessee c) Occupier d) Other

If Yes to b) or c), please give details of the owner and state whether they have been informed in writing of this application:

- The freeholder:
Judgeupper Limited
15 Claremont Rd
Hadley Wood
Herts EN4 OHR
The Head Lease Holders: DrSuresh Pushpanathan& Dr Sarah McDonald and Dr Cecil Michael Skelly. The Headlease has 969 years remaining.
All are at 139 Whitfield Street, London W1T 5EN
All of the parties have been notified by the applicant.

6. Authority Employee/Member

With respect to the Authority, I am:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

Do any of these statements apply to you?

Yes No

7. Description of Use, Operation or Activity

Which category describes the existing use or operation or development for which the certificate is sought:

- An existing use
- An existing operation
- An existing use, operation or activity in breach of a condition

Being a use, operation or activity in effect on the date of this application.

If Yes, to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to:

Use Classes: Other:

8. Description of Use, Operation or Activity

Describe the existing uses, building works or activities for which you want a lawful development certificate. Where appropriate, show to which part of the land each use building works or activity relates:

Part of the existing flat roof on top of main building at 134-139 Whitfield Street has been used as a roof terrace. The existing access is via an access hatch at the top floor flat. There are existing trellises with a set back from front, rear and side elevations. The trellises are not visible from Whitfield Street. The floor is covered by decking and some roof terrace furniture and planters are positioned on the roof and have been used for at least four years. Please refer to Planning Statement

9. Grounds For Application For A Lawful Development Certificate

Under what grounds is the certificate being sought:

- The use began more than 10 years before the date of this application
- The use, building works or activity in breach of condition began more than 10 years before the date of this application.
- The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years
- The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.
- The use as a single dwelling house began more than four years before the date of this application
- Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought on 'Other' grounds please give details:

If the certificate is sought for a use, operation, or activity in breach of a condition or limitation, please specify the condition or limitation that has not been complied with:

Reference number: Condition number: Date:

Please state why a Lawful Development Certificate should be granted:

The following evidence is submitted to demonstrate that the terrace serving 139B Whitfield Street, W1T 5EN was constructed and has been used for a period in excess of 4 years.

- Sworn affidavit by Dr Suresh Pushpanathan and Dr Sarah McDonald
- Sworn affidavit by Dr June Crown occupier of 118 Whitfield Street
- Sworn affidavit by Mr Andrew Wilkinson of Vault 139, Basement 139-143 Whitfield Street
- Site Location Plan; EX-00
- Existing drawings; EX-01 and 02 - Layout Plan, Sections and Elevations of 139 Whitfield Street, W1T 5EN
- Google Earth photos from September 1999, December 2003, December 2006, September 2008, June 2010, August 2011 and July 2013, and photos from July 2012 taken by the previous owners.

10. Information in Support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed?

In the case of an existing use or activity in breach of conditions has there been any interruption?

Yes No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought:

Yes No

10. Information in Support of a Lawful Development Certificate (cont.) - Residential / Dwelling Units

Does the application for a certificate relate to a residential use where the number of residential units has changed?

Yes No

11. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

Yes No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

- The agent The applicant Other person

12. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.



Date:

Warning:

The amended section 194 of the 1990 Act provides that it is an offence to furnish false or misleading information or to withhold material information with intent to deceive. Section 193(7) enables the authority to revoke, at any time, a certificate they may have issued as a result of such false or misleading information.