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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 2015

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 N | ame, A | ddress a | and Co | ontact Det | ails | | | | | | |
|---|-----------------------------|---------------------------|-----------------|------------|------|-----|----------------------|-----------------|--------------------|---------------------|--|
| Title: Mr | Firs | st name: | Merv | yn | | | Surname: | Couve | | | |
| Company name | | | | | | | | | | | |
| Street address: | 6 Willov | / Walk | | | | | | Country Code | National Number | Extension Number | |
| | | | | | | | Telephone numbe | er: | | | |
| | | | | | | | Mobile number: | | | | |
| Town/City | London | London | | | | | 5 | | | | |
| County: | | | | | | | Fax number: | | | | |
| Country: | United Kingdom | | | | | | Email address: | | | | |
| Postcode: | N1 8BH | | | | | | | | | | |
| Are you an agent a | icting on b | ehalf of tl | he appl | icant? | | Yes | No | | | | |
| | | | | | | | | | | | |
| 2. Agent Name | e, Addr e | ess and | Conta | ct Details | | | | | | | |
| No Agent details w | ere subm | itted for th | his appl | ication | | | | | | | |
| 3. Site Address | s Detail | s | | | | | | | | | |
| Full postal address of the site (including full postcode where available) | | | | | |) | Description: | | | | |
| House: | 32 | | | Suffix: | | | | | | | |
| House name: | | | | | | | | | | | |
| Street address: | Eton Avenue | | | | | | | | | | |
| | | | | | | | | | | | |
| Town/City: | London | London | | | | | | | | | |
| County: | Camden | | | | | | | | | | |
| Postcode: | NW3 3H | NW3 3HL | | | | | | | | | |
| Description of loca (must be complete | ition or a g ed if postc | grid refere ode is not | ence : known |) : | | | | | | | |
| Easting: | sting: 527135 | | | | | | | | | | |
| Northing: | ning: 184498 | | | | |] | | | | | |

| 4. Pre-application Advice | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|
| Has assistance or prior advice been sought from the local authority about this application? (Yes | | | | | | | | | |
| If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently): | | | | | | | | | |
| Officer name: | | | | | | | | | |
| Title: Mr First name: Hardev Surname: Singh | | | | | | | | | |
| Reference: R5/PE/EN14/0864 | | | | | | | | | |
| Date (DD/MM/YYYY): 09/04/2015 (Must be pre-application submission) | | | | | | | | | |
| Details of the pre-application advice received: | | | | | | | | | |
| By email of the above date the Applicant was advised to submit an application for lawful use in breach of condition | | | | | | | | | |
| 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: | | | | | | | | | |
| Anna Kestler & Dimitris Vlamos, tenants of Flat 4 , 32 Eton Avenue, London NW3 3HLyes indformed | | | | | | | | | |
| Eton 32 Management Ltd, Freeholder, Flat 5, 32 Eton Avenue. London NW3 3HL yes informed | | | | | | | | | |
| | | | | | | | | | |
| 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 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: C3 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: | | | | | | | | | |
| Use of Roof Terrace over ground floor extension at rear of 32 Eton Terrace for residential amenity without complying with Condition 2 of planning permission 9802694 which requires screening in accordance with submitted drawings | | | | | | | | | |
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| 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: 9802694 Condition number: 2 Date: 01/11/1999 | | | | | | | | | | |
| Please state why a Lawful Development Certificate should be granted: | | | | | | | | | | |
| Condition 2 requires that the development be constructed in accordance with the submitted drawings including a privacy screen to be hereinafter permanently retained The development has been in place for more than ten years but no privacy screen has ever been provided. | | | | | | | | | | |
| 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? 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 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: 30/04/2015 | | | | | | | | | | |
| 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. | | | | | | | | | | |