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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 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 Name, Address and Contact Details**

Title:  First name:  Surname:

Company name:

Street address:

Town/City:

County:

Country:

Postcode:

Telephone 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**

No Agent details were submitted for this application

**3. Site Address Details**

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

House:  Suffix:

House name:

Street address:

Town/City:

County:

Postcode:

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

Easting:

Northing:

Description:

#### 4. Pre-application Advice

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

Yes  No

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:  First name:  Surname:

Reference:

Date (DD/MM/YYYY):  (Must be pre-application submission)

Details of the pre-application advice received:

We sought advice from the duty planner on 27 May 2015. Gideon Whittingham (duty planner) searched the Council's records and found details of a October 2004 planning application which contained a floor plan demonstrating that the yard was covered at the time of the application. We were informed that this was a "significant material consideration" in the assessment of any Lawful Development application.

#### 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 No to a), b), or c), please give the names and addresses of anyone who has an interest in the land and state the nature of their interest (if known):

I am a prospective occupier of the property. We intend to acquire a leasehold interest & have informed the existing tenant of our intention to submit a Lawful Development Application.

- Daniel Nathan: Founder of prospective tenant, London Meat Emporium Limited  
- Stephania Berdini: Owner of existing tenant, Pane Vino.  
- P.M.P Kimber and C.P Hill: Owner/Landlord

Have they been informed of the application?

Yes  No

If No, why have they not been 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 use, operation or activity in breach of a condition

#### 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:

The existing building consists of a A3 restaurant property, with frontage on Kentish Town Road. The restaurant is on the ground floor, with toilets and a kitchen to the back (west) of the building. To the rear of the building there is a yard area, which is covered by a polycarbonate, timber framed roof. The polycarbonate, timber framed structure has been in place since 2004, but planning permission was not sought for its construction at that time. My company is now planning to acquire a leasehold interest in this property and in advance of doing so is seeking a Lawful Development Certificate for the Polycarbonate, timber framed structure, which covers the yard. Our application is made on the basis that the structure has been in place since at least 2004 and is therefore in excess of four years old.

## 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 timber framed structure has been in place since 2004, well in excess of the 4 year requirement. This is demonstrated by the attached documentation, including:  
1) A planning permission application submitted in October 2004 for a separate proposal relating to the front of the property. The submitted plans clearly detail a covered yard area.  
2) A 2006 licence signed by the council, similarly showing a covered yard area;  
3) A 2004 quote from a building merchant, provided to the current tenant, detailing the proposed building of the covered yard in September 2004.

## 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

If Other has been selected, please provide:

Contact name:

Title:  First name:  Surname:

Telephone number:

Country code:  National number:  Extension number:

Email Address:

## 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.