

The Planning Inspectorate

ENFORCEMENT NOTICE APPEAL FORM (Online Version)

WARNING: The appeal **must** be received by the Inspectorate **before** the effective date of the local planning authority's enforcement notice.

Appeal Reference: APP/X5210/C/15/3128796

A. APPELLANT DETAILS

Name Mr Ansar Hussain

Company/Group Name LA Foods (UK) Ltd

Address
Nisa
25 Agar Grove
LONDON
NW1 9SL

Preferred contact method

Email ☐ Post ☒

A(i). ADDITIONAL APPELLANTS

Do you want to use this form to submit appeals by more than one person (e.g. Mr and Mrs Smith), with the same address, against the same Enforcement notice?

Yes ☐ No ☒

B. AGENT DETAILS

Do you have an Agent acting on your behalf?

Yes ☒ No ☐

Name Mr Dalraj Bancil

Address
Equity House
27-29 The Broadway
SOUTHALL
Middlesex
UB1 1JY

Phone number 02085744546

Fax number 02085744526

Email raj@bancilpartnership.co.uk

Your reference dsb/ag

Preferred contact method

Email ☒ Post ☐

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

Name of the Local Planning Authority

London Borough of Camden

LPA reference number (if applicable)

EN12/0307

Date of issue of enforcement notice

22/05/2015

Effective date of enforcement notice

03/07/2015

D. APPEAL SITE ADDRESS

Is the address of the affected land the same as the appellant's address?

Yes

☒ No

☐

Address

Nisa
25 Agar Grove
LONDON
NW1 9SL

Are there any health and safety issues at, or near, the site which the Inspector would need to take into account when visiting the site?

Yes

☐ No

☒

What is your/the appellant's interest in the land/building?

Owner

☐

Tenant

☒

Mortgagee

☐

None of the above

☐

E. GROUNDS AND FACTS

Do you intend to submit a planning obligation (a section 106 agreement or a unilateral undertaking) with this appeal?

Yes

☐ No

☒

(a) That planning permission should be granted for what is alleged in the notice.

☒

The facts are set out in

☒ the box below

The council have objected to the Fascia design, pin hole shutter, and sliding door of the shop.

Fascia:-

The existing building was used as a pub prior to its conversion into a convenience store. The appellant runs the store through a franchise called Nisa. Part of Nisa company plan is to provide the same style of fascia to all its stores. Therefore, the fascia band has been installed to similar size as all the stores nationally and it is a corporate design for the company. The band is a modern design which is suitable in appearance in the conservation area.

Pin Hole Shutter

The shutter is essential for the security of the store. The shutter is only used at night as the store is open from 7am to 11pm. Therefore, the shutter has less of an impact on the conservation area.

Sliding Door

The sliding door is a modern design and does not cause any harm to the local character and appearance of the conservation area. The materials used are longer lasting and maintenance free. The previous timber doors were not suitable for the store.

Therefore, we request that planning permission should be granted for the above.

- (b) That the breach of control alleged in the enforcement notice has not occurred as a matter of fact. ☐
- (c) That there has not been a breach of planning control (for example because permission has already been granted, or it is "permitted development"). ☐
- (d) That, at the time the enforcement notice was issued, it was too late to take enforcement action against the matters stated in the notice. ☐
- (e) The notice was not properly served on everyone with an interest in the land. ☐
- (f) The steps required to comply with the requirements of the notice are excessive, and lesser steps would overcome the objections. ☐
- (g) The time given to comply with the notice is too short. Please state what you consider to be a reasonable compliance period, and why. ☐

F. CHOICE OF PROCEDURE

There are three different procedures that the appeal could follow. Please select one.

1. Written Representations ☒

- (a) Could the Inspector see the relevant parts of the appeal site sufficiently to judge the proposal from public land? Yes ☒ No ☐
- (b) Is it essential for the Inspector to enter the site to check measurements or other relevant facts? Yes ☐ No ☒

2. Hearing ☐

3. Inquiry ☐

G. FEE FOR THE DEEMED PLANNING APPLICATION

1. Has the appellant applied for planning permission and paid the appropriate fee for the same development as in the enforcement notice? Yes ☐ No ☒
2. Are there any planning reasons why a fee should not be paid for this appeal? Yes ☐ No ☒

If no, and you have pleaded ground (a) to have the deemed planning application considered as part of your appeal, you must pay the fee shown in the explanatory note accompanying your Enforcement Notice.

H. OTHER APPEALS

- Have you sent other appeals for this or nearby sites to us which have not yet been decided? Yes ☐ No ☒

I. SUPPORTING DOCUMENTS

01. Enforcement Notice:

☒ [see 'Appeal Documents' section](#)

02. Plan:

☒ [see 'Appeal Documents' section](#)

J. CHECK SIGN AND DATE

I confirm that all sections have been fully completed and that the details are correct to the best of my knowledge.

I confirm that I will send a copy of this appeal form and supporting documents (including the full grounds of appeal) to the LPA today.

Signature

Mr Dalraj Bancil

Date

01/07/2015 13:39:35

Name

Mr Dalraj Bancil

On behalf of

Mr Ansar Hussain

The gathering and subsequent processing of the personal data supplied by you in this form, is in accordance with the terms of our registration under the Data Protection Act 1998. Further information about our Data Protection policy can be found on our website under Privacy Statement.

K. NOW SEND

Send a copy to the LPA

Send a copy of the completed appeal form and any supporting documents (including the full grounds of the appeal) to the LPA.

To do this by email:

- open and save a copy of your appeal form
- locating your local planning authority's email address:
<http://www.planningportal.gov.uk/planning/appeals/online/tutorialshelp/appeal/sendingacopytothecouncil>
- attaching the saved appeal form including any supporting documents

To send them by post, send them to the address from which the enforcement notice was sent (or to the address shown on any letters received from the LPA).

When we receive your appeal form, we will write to you letting you know if your appeal is valid, who is dealing with it and what happens next.

You may wish to keep a copy of the completed form for your records.

L. APPEAL DOCUMENTS

We will not be able to validate the appeal until all the necessary supporting documents are received.

Please remember that all supporting documentation needs to be received by us within the appropriate deadline for the case type. If forwarding the documents by email, please send to **appeals@pins.gsi.gov.uk**. If posting, please enclose the section of the form that lists the supporting documents and send it to PO Box 326, Bristol, BS99 7XF.

You will not be sent any further reminders.

Please ensure that anything you do send by post or email is clearly marked with the reference number.

The documents listed below were uploaded with this form:

Relates to Section: SUPPORTING DOCUMENTS
Document Description: 01. The Enforcement Notice.
File name: enforcement notice.pdf

Relates to Section: SUPPORTING DOCUMENTS
Document Description: 02. The Plan.
File name: ALL IN ONE.pdf

PLEASE ENSURE THAT A COPY OF THIS SHEET IS ENCLOSED WHEN POSTING THE ABOVE DOCUMENTS TO US

Completed by MR DALRAJ BANCIL

Date 01/07/2015 13:39:35