
163 Sumatra Rd (2015/2203/P) - Request for revision to legal agreement

Shelton-Agar, Emily <Emily.Shelton-Agar@camden.gov.uk>

17 March 2016 at 11:32

To: Harman Sond <harman.sond@drawingandplanning.com>

Cc: David Mansoor <david@drawingandplanning.com>, Jeremy Stein <jeremy@drawingandplanning.com>

Dear Harmond,

Apologies for the slow reply on this. Unfortunately the Council does not accept the amendments the mortgagee requires and the majority of mortgagees I have worked with accept and understand the Council's position.

As said previously it would mean the mortgagee (if they became a mortgagee in possession) were taking the benefit of the planning permission but not taking liability for any obligations secured. If there was a continuing breach when they became mortgagee in possession for instance regarding a pedestrian or traffic safety issue in relation to the CMP it would then fall on the Council to remedy this. The Council is not willing to accept this risk when it would be the mortgagee taking the benefit of the planning permission.

Kind regards,

—
Emily Shelton-Agar
Legal Adviser

Telephone: 02079745826



From: Harman Sond [mailto:harman.sond@drawingandplanning.com]

Sent: 07 March 2016 18:12

To: Shelton-Agar, Emily

Cc: David Mansoor; Jeremy Stein

Subject: Re: 163 Sumatra Rd (2015/2203/P) - Request for revision to legal agreement

Dear Emily

We wrote to Birmingham Midshires (the lender) last week Monday explaining the situation in regards to Camden Council unable to incorporate the conditions BM suggested into the legal agreement and have now received a response from them. Could you kindly review and provide your thoughts as we are at a critical stage whereby some movement needs to occur from both or either party to move forward and grant consent.

I'd be happy to talk over the phone if preferred. I can also send you my letter to BM if this helps.

I look forward to hearing from you.

Kind regards

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