

Mr Arun Chog Burley  
50 Chesholm Road  
London  
N16 0DR

Application Ref: **2017/5613/P**  
Please ask for: **Robert Lester**  
Telephone: 020 7974 **2188**

13 November 2017

Dear Sir/Madam

## **DECISION**

Town and Country Planning Act 1990

### **Certificate of Lawfulness (Existing) Granted**

The Council hereby certifies that on the 13 October 2017 the use described in the First Schedule below in respect of the land specified in the Second Schedule below, was lawful within the meaning of Section 191 of the Town and Country Planning Act 1990 as amended.

#### **First Schedule:**

Retention of two storey rear conservatory extension.

Drawing Nos: OS Location Plan, As Built Drawings ref: 13GC2017/SK01, Certificate of Lawfulness - Supporting Statement, Affidavit of Mr Chog Burley (property owner), 2017 Photographs of the site, 1980s Photographs of the site, Planning application history at no. 14 Gloucester Crescent, Tree application history at no. 12 Gloucester Crescent, 1983 and 1992 Photograph of the site, 1986-7 Photograph of the site, Affidavit of Michael Sullivan (neighbour), Affidavit of Taahra Ghazi (cousin), Affidavit of Sam Price (family friend & neighbour), Affidavit of Elizabeth Nisbet (neighbour), Affidavit of Sarah Burley (wife of Mr Chog Burley), Affidavit of Michael Langmead (Surveyor), Listing Description dated 23/03/1998, Planning drawings 1404A & 1406B, HB/9160101/R2 1991 No 14 Planning Drawings, 95/2/0297 1995 No 14 Gloucester Crescent Building Control record, PE9606002 Planning Drawings 1996 No 14 Planning Drawings, PE9700192R3 Planning drawings 1997 No 14 Planning Drawings, 2010/6605/T Page 14 of application, Google Earth archive images, Structural Plans and Calculations, Heating, Electrical Plumbing Plans, Building Receipts.



Second Schedule:  
**13 Gloucester Crescent**  
**London**  
**NW1 7DS**

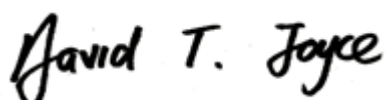
Reason for the Decision:

- 1 The evidence submitted demonstrates on the balance of probability that the two storey rear conservatory extension at the site was built prior to the 1998 Statutory Listing and has existing on the site for more than 4 years. It is therefore considered that the extension is lawful.

You can find advice about your rights of appeal at:

<http://www.planningportal.gov.uk/planning/appeals/guidance/guidancecontent>

Yours faithfully



David Joyce  
Director of Regeneration and Planning

#### Notes

1. This certificate is issued solely for the purpose of Section 191 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the operations specified in the First Schedule taking place on the land described in the Second Schedule would have been lawful on the specified date and thus, would not have been liable to enforcement action under Section 172 of the 1990 Act on that date.
3. This Certificate applies only to the extent of the operations described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any operations which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.
4. The effect of the Certificate is also qualified by the provision in Section 192(4) of the 1990 Act, as amended, which states that the lawfulness of a described use or operation is only conclusively presumed where there has been no material change, before the use is instituted or the operations begun, in any of the matters relevant to determining such lawfulness.

