

---

**From:** Town Planning [REDACTED]  
**Sent:** 26 February 2018 12:45  
**To:** Enirayetan, Oluwaseyi  
**Subject:** RE: Consultee letter for Planning Application: 2018/0348/P - Pavement outside 17-24 Dobson Close, Finchley Road, NW6 4RS

**OUR REF: HS2-LBC-PE-024**

Dear Oluwaseyi,

Thank you for consulting HS2 Ltd on the above matter, we have the following comments to make.

Firstly it is acknowledged that the proposed works are minor in nature, however from checking the applicant's submitted location/site plan with HS2 safeguarding map records I can confirm the proposed telephone kiosk would be sited within limits of land subject to the formal Safeguarding Directions (sub-surface interest) for Phase One of the HS2 project. See relevant map no. SG-01-003 at: <https://www.gov.uk/government/publications/hs2-safeguarding-maps-greater-london-boroughs> for details.

Following consultation with colleagues in the Phase One Construction team I am also advised that the proposed kiosk sits within Limits of Land to be Acquired or Used (LLAU) for HS2 and the land in question is therefore potentially required for delivery of the project. As the works could also interfere with HS2 Ltd's appointed contractor's proposals for this area and in the interests of avoiding any clashes of works and/or associated abortive costs, (should the kiosk need to be relocated in the near future), it is requested that that the kiosk be re-located outside the HS2 area of interest.

In procedural terms HS2 Ltd acknowledges that as this is not an application for planning permission and as a consequence the formal Safeguarding Directions are not engaged. It is also acknowledged that there is no legal obligation on the Council to formally consult HS2 Ltd on the prior approval application and any representations that HS2 Ltd make do not bind the Council or cause the application to be referred to the Secretary of State for Transport in the way that they would if it had been a planning application.

However, HS2 Ltd also recognises that telecommunications development falling within the category of permitted development under the GPDO must follow the prior approval determination procedure, under which the Council is given the opportunity to say whether it wishes to approve details of the 'siting' and 'appearance' of the proposed installation and no other factors can be considered by the Council for this type of application. Factors concerning 'siting' may involve, amongst other things, height of the site in relation to surrounding land, topography of the site and vegetation, openness and visibility of the site and designated areas, (my emphasis).

Accordingly the Council and the applicant should be aware of the potential clash between the proposals and the HS2 planned works in advance of determining the application and HS2 Ltd cannot support the permanent siting of the proposals in their current location and recommends that the London Borough of Camden refuses to approve consent for them. As mentioned above, the suggested remedy to deal with these concerns would be to relocate the kiosk outside of the HS2 area. In the event that suggestion is not acted upon, when determining the application HS2 Ltd suggests the following wording for a reason for refusal:

**REASON FOR REFUSAL:**

*'The proposed development would conflict with the HS2 safeguarded route as published, and would impact on the ability to build and operate HS2 and the Government's objective of delivering HS2, which is an infrastructure project of national importance. The proposal is therefore contrary to Government Guidance contained in the National Planning Policy Framework (NPPF) and the Safeguarding Directions for development affecting the route and associated works for the High Speed Two rail project – Phase One.'*

We would welcome a copy of the decision once it is available and if it would be of assistance HS2 Ltd would be happy to discuss the issues raised in this response with the Council and/or the developer directly. In the meantime if there are any queries arising from this response then please contact me at: [Town.Planning@HS2.org.uk](mailto:Town.Planning@HS2.org.uk).

Yours sincerely,



**James Fox** | Safeguarding Planning Manager | Town Planning Team | Operations and Infrastructure Management Directorate | HS2 Ltd

High Speed Two (HS2) Limited, 18th Floor, One Canada Square, Canary Wharf, London E14 5AB | [www.hs2.gov.uk/hs2](http://www.hs2.gov.uk/hs2)



---

**From:** Enirayetan, Oluwaseyi [mailto:[oluwaseyi.enirayetan@camden.gov.uk](mailto:oluwaseyi.enirayetan@camden.gov.uk)]

**Sent:** 09 February 2018 09:22

**To:** Town Planning [REDACTED]

**Subject:** Consultee letter for PlanningApplication Application: 2018/0348/P

Please find attached Consultee letter for PlanningApplication application 2018/0348/P

Y461713

This e-mail may contain information which is confidential, legally privileged and/or copyright protected. This e-mail is intended for the addressee only. If you receive this in error, please contact the sender and delete the material from your computer.

#### Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).

Click [here](#) to report this email as spam.

This email is scanned and cleared by Websense. HS2 Ltd is registered in England and Wales. Registration Number 06791686, Registered office High Speed Two (HS2) Ltd, 2 Snowhill, Queensway, Birmingham, B4 6GA, England. The information contained in this e-mail is confidential and may also be subject to legal privilege. It is intended only for the recipient(s) named above. If you are not named above as a recipient, you must not read, copy, disclose, forward or otherwise use the information contained in this email. If you

have received this e-mail in error, please notify the sender (whose contact details are within the original email) immediately by reply e-mail and delete the message and any attachments without retaining any copies.