



Application ref: 2018/0173/P  
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Date: 31 July 2018

**Development Management**  
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CBRE  
Henrietta House  
Henrietta Place  
London  
W1G 0NB

Dear Sir/Madam

## DECISION

Town and Country Planning Act 1990 (as amended)

### Variation or Removal of Condition(s) Granted Subject to a Section 106 Legal Agreement

Address:

**Maiden Lane Estate**  
**Maiden Lane**  
**London**  
**NW1 9YL**

Proposal:

Variation of condition 2 (approved plans) of planning permission 2017/0714/P dated 24/08/2017 (which amended 2012/5552/P dated 22/03/2013 as amended by 2013/8294/P dated 05/11/2014) for the redevelopment of the eastern part of the Maiden Lane Estate, namely tenure changes to the previously approved intermediate housing units and associated drawing and schedule changes.

Drawing Nos: AA1692-2-3: 1201A; 1202A; 1203A; 1204A; 1205A; 1206; 1207A; 1208A; 1209A; 1210A; 1211A; 1212A; 1213; 1214A; 1215A; 1216A; 1217; 1218; 1219; 1220; 1222A; 1223A; 1230; 1231; 1232A; 1233A; 1234A; 1235; 1236.

The Council has considered your application and decided to grant permission subject to the following condition(s):

Condition(s) and Reason(s):

- 1 The development hereby permitted must be begun not later than the end of three years from the date of this permission.

Reason: In order to comply with the provisions of Section 91 of the Town and

Country Planning Act 1990 (as amended).

## 2 REPLACEMENT CONDITION 2

The development hereby permitted shall be carried out in accordance with the following approved plans:

Site location plan AA1692-2-3-1001.

AA169-2-1: 1001; 1009A; 101A; 1010A; 1011A; 1012B; 1013B; 1014; 1015A; 1016; 1017A; 1018A; 1019A; 1020B; 1021B; 1022B; 1023B; 1024B; 1025B; 1026B; 1027B; 1029B; 1100; 1102A; 1104; 1107; 1108; 1109; 1140; 1141; 1142; 1143.

AL1692-2.1: 4300A; 4301; 4305; 5302; 5303; 5304A.

AL1692-2-1: 4200B; 4211C; 4217B; 421A.

AA1692-2-3: 1001; 1010; 1011; 1012; 1013; 1201A; 1202A; 1203A; 1204A; 1205A; 1206; 1207A; 1208A; 1209A; 1210A; 1211A; 1212A; 1213; 1214A; 1215A; 1216A; 1217; 1218; 1219; 1220; 1222A; 1223A; 1230; 1231; 1232A; 1233A; 1234A; 1235; 1236..

AA1692C-2-1: 2030B; 2031B; 2103; 2105A; 2106; 2120; 2121; 2122A; 2123; 2124; 2125A; 2126A; 2127; 2128; 2129.

AA1692C/3.1: 210G; 211E; 212C; 213C; 214F; 215I; 216G; 217F; 218G; 230F; 231E; 232C; 233B; 234E; 235F; 236F; 237D; 238F; 23D.

A31692C-3.1: 903C.

AL1692C-SK20160905: 1; 2.

Survey drawings: garages drwg x 1 Rev A; Estate drwg x 1 Rev B; Site drwgs x4 Rev B; Elevations (buildings 1-6) drwgs x 3.

Cover Letter prepared by Helen Sayers dated 08/08/2016; Design and Access Statement dated Oct 2012; Planning Statement by CBRE dated Oct 2012 (including Lifetime Homes Assessment by PRP); Employment Report (including Camden Employment Sectors by CBRE dated Oct 2012, Maiden Lane Estate Regeneration Commercial Spaces Options Appraisal by Renaisi dated Sept 2012); Transport Statement by Alan Baxter dated Oct 2012; Sustainability Statement by PRP (including Sustainability dated 04/10/12, Energy Strategy dated 04/10/12, Daylight and Sunlight Assessment dated 13/09/12, Wind Analysis dated 28/09/12, Code for Sustainable Homes dated 04/10/12); Environmental Technical Studies (including Noise and Vibration by Entran dated 05/10/12, Ground Investigation by RSA Geotechnics dated 03/11/11, Flood Risk by RMA dated 08/10/12, Ecological Survey by Greengage dated Aug 2012, Arboricultural Impact Assessment and Arboricultural Method Statement prepared by Thomson Ecology dated July 2016, BREEAM Assessment by BRE Global dated 23/08/12, Building Regs Part L Certification Documents dated 03/10/12, Explosive Ordnance by BACTEC dated 07/02/2012); Letter prepared by Thomson Ecology dated

20/07/2016; Application forms and Accommodation schedule; Accommodation schedule dated 08/12/2017; Statement of Community Involvement.

Amended open space measurement drawings (prefix AL1692-2-1) SK004 Rev B, SK006 Rev C, SK007 Rev B; CHP duct routes plan LME53902\_M\_903 Rev B; Revised Air Quality Assessment by Entran dated 18/01/2013; Letter from Spectrum Acoustic Consultants dated 18/01/13; Basement Impact Assessment by WSP dated 10/12/2013; Affordable Housing Statement by CBRE dated Dec 2013; Intermediate Housing Position Statement by CBRE dated January 2018; Daylight and sunlight report Addendum by PRP dated 11/10/2013; Email from Camden Council dated 07/08/2017 (Subject: Maiden Lane- Tree Omission) Cover Letter prepared by Laura Morris (CBRE) dated 26/07/2017.

Reason: For the avoidance of doubt and in the interest of proper planning.

- 3 Prior to commencement of development of any phase other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, the details of proposed slab levels, in relation to the existing and proposed levels of the site and the surrounding land, as approved in writing by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P shall be carried out.

The development shall not be carried out other than in strict accordance with the details thus approved.

Reason: In order to ensure that the height of the development is no greater than indicated on the approved drawings, so as to protect the amenity enjoyed by nearby residential premises, in accordance with the requirements of policy CS1 and CS5 of the London Borough of Camden Local Development Framework Core Strategy and policy DP26 of the London Borough of Camden Local Development Framework Development Policies.

- 4 The details of the following shall be submitted to, as approved by, the Local Planning Authority on 15/10/2015 under ref: 2015/3794/P before any work, other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, is commenced on the relevant part of the development:
  - (a) Shopfronts; including sections, elevations and materials;
  - (b) Facing materials of all buildings;
  - (c) Details including sections at 1:10 of all windows and external door frames;
  - (d) Details including materials of all balconies;
  - (e) Details of the "Sky blades";
  - (f) Detailed design of the access steps from York Way including provision of handrails and contrasting nosing;
  - (g) Details of the shared surfaces of Broadfield Lane and Allensbury Place including traffic calming, surface materials, contrasting colours and use of tactile surfaces;
  - (h) Details of CCTV, external lighting, lighting of entrance areas and control of access points.

The relevant part of the works shall be carried out in accordance with the details thus approved.

Reason: To safeguard the appearance of the premises and the character of the immediate area and to promote fair and safe access for all in accordance with the requirements of policies CS14 and CS17 of the London Borough of Camden Local Development Framework Core Strategy and policies DP17, DP24 and DP29 of the London Borough of Camden Local Development Framework Development Policies.

- 5 A sample panel of the facing materials demonstrating the proposed colour, texture, jointing and fixing shall be provided on site as approved by the Local Planning Authority on 15/10/2015 under ref: 2015/3794/P before the relevant parts of the works are commenced and the development shall be carried out in accordance with the approval given. The approved panel shall be retained on site until the work has been completed.

Reason: To safeguard the appearance of the premises and the character of the immediate area in accordance with the requirements of policy CS14 of the London Borough of Camden Local Development Framework Core Strategy and policy DP24 of the London Borough of Camden Local Development Framework Development Policies.

- 6 No visible flues, vents or drainage pipes shall be fixed or installed on the external face of the buildings, unless in accordance with the details approved by the Local Planning Authority on 15/10/2015 under ref: 2015/3793/P.

Reason: To safeguard the appearance of the premises and the character of the immediate area in accordance with the requirements of policy CS14 of the London Borough of Camden Local Development Framework Core Strategy and policy DP24 of the London Borough of Camden Local Development Framework Development Policies.

- 7 The full details of hard and soft landscaping and means of enclosure of all un-built, open areas as approved by the local planning authority in writing on 26/02/2014 under ref: 2013/5353/P shall be carried out in accordance with the details thus approved.

Reason: To ensure that the development achieves a high quality of landscaping which contributes to the visual amenity, biodiversity and character of the area in accordance with the requirements of policy CS14 and CS15 of the London Borough of Camden Local Development Framework Core Strategy and policy DP24 of the London Borough of Camden Local Development Framework Development Policies.

- 8 All hard and soft landscaping works shall be carried out in accordance with the approved landscape details by not later than the end of the planting season following completion of the relevant phase of the development or prior to the occupation for the permitted use of the relevant phase of the development, whichever is the sooner. Any trees or areas of planting which, within a period of 5 years from the completion of the development, die, are removed or become seriously damaged or diseased, shall be replaced as soon as is reasonably possible and, in any case, by not later than the end of the following planting

season, with others of similar size and species, unless the local planning authority gives written consent to any variation.

Reason: To ensure that the landscaping is carried out within a reasonable period and to maintain a high quality of visual amenity in the scheme in accordance with the requirements of policy CS14 and CS15 of the London Borough of Camden Local Development Framework Core Strategy and policy DP24 of the London Borough of Camden Local Development Framework Development Policies.

- 9 The balcony balustrades to the interfacing elevations between blocks F-G (east elevation) and D-E (west elevation) shall be finished in obscure glazing only and permanently retained as such.

Reason: In order to ensure a reasonable degree of privacy for future residential occupiers of these blocks in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policy DP26 of the London Borough of Camden Local Development Framework Development Policies.

- 10 Not more than 25% of the combined net internal ground floor area of blocks D and E shall at any one time be occupied by non-B1 Class Uses of the Town and Country Planning (Use Classes) Order, 1987, or any provision equivalent to that Class in any statutory instrument revoking and re-enacting that Order.

Reason: In order to ensure a minimum proportion of the commercial units in B1 employment use and to safeguard existing employment sites in accordance with policy CS8 of the London Borough of Camden Local Development Framework Core Strategy and DP13 of the London Borough of Camden Local Development Framework Development Policies.

- 11 The development shall comply with the scheme for noise mitigation as submitted to and approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5253/P. Otherwise the buildings shall not be completed and occupied until done so in full accordance.

Reason: To safeguard the premises against the transmission of external noise in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 12 The development shall comply with the additional survey to re-assess the noise environment in the vicinity of York Way as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5253/P. Otherwise, the development shall thereafter not be occupied until completed fully in accordance with the mitigation measures and no work shall commence on any of blocks A, D and E other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition.

Reason: To safeguard the premises against the transmission of external noise in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and

DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 13 The development shall comply with the noise impact assessment of the Combined Heat and Power plant to be installed within that block together with the report of any noise mitigation required as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5253/P. Otherwise, the development shall thereafter not be occupied until completed fully in accordance with the mitigation measures and no work shall commence on Block J.

Reason: To safeguard the premises against the transmission of external noise in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 14 If parliamentary confirmation has been given to a railway link route between High Speed 1 and High Speed 2 before work has been commenced on any of Blocks A, B, C and J then work shall not commence, other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, until an additional noise assessment and report of mitigation of its impact has been submitted to and approved by the local planning authority in writing. The development shall not be occupied until completed fully in accordance with the mitigation measures as recommended in any such report as will have been approved.

Reason: To safeguard the premises against the transmission of external noise in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 15 Prior to the commencement of any A3 or A4 use on the application site, details of the extract ventilating system and/or air-conditioning plant together with appropriate sound attenuation and/or anti-vibration measures shall be submitted to and approved in writing by the local planning authority. The equipment and all such measures shall thereafter be installed only in accordance with such scheme as has been approved and shall thereafter be retained and maintained in accordance with the manufacturers' recommendations.

Reason: To safeguard the amenities of the adjoining premises in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 16 Prior to the commencement of any A3/A4 uses that entail primary cooking on the premises, the ventilation and filtration equipment to suppress and disperse fumes and/or smells created from cooking activities on the premises, shall be installed and be in full working order in accordance with any scheme as has been approved. All such measures shall thereafter be retained and maintained in accordance with

the manufacturers' recommendations. In the event of no satisfactory ventilation plant and / or machinery being provided, no primary cooking shall take place on the premises.

Reason: To safeguard the amenities of the premises and the area generally in accordance with the requirements of policies CS5 and CS7 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26, DP28 and DP12 of the London Borough of Camden Local Development Framework Development Policies.

- 17 No sound emanating from the commercial (Classes A1, A3, A4, B1 or D1) uses in the development shall be audible within any adjoining premises between 2300 hrs and 0700 hrs.

Reason: To safeguard the amenities of the adjoining premises and the area generally in accordance with the requirements of policies CS5 and CS7 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26, DP28 and DP12 of the London Borough of Camden Local Development Framework Development Policies.

- 18 Noise levels at a point 1 metre external to sensitive facades shall be at least 5dB(A) less than the existing background measurement (LA90), expressed in dB(A) when all plant/equipment (or any part of it) is in operation unless the plant/equipment hereby permitted will have a noise that has a distinguishable, discrete continuous note (whine, hiss, screech, hum) and/or if there are distinct impulses (bangs, clicks, clatters, thumps), then the noise levels from that piece of plant/equipment at any sensitive façade shall be at least 10dB(A) below the LA90, expressed in dB(A).

Reason: To safeguard the amenities of the adjoining premises and the area generally in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 19 The A3/A4 uses hereby permitted shall not be carried out outside the following times: 0800-2300hrs on any day.

Reason: To safeguard the amenities of the adjoining premises and the area generally in accordance with the requirements of policies CS5 and CS7 of the London Borough of Camden Local Development Framework Core Strategy and policy DP26 and DP12 of the London Borough of Camden Local Development Framework Development Policies.

- 20 Servicing of the commercial units hereby approved shall not be permitted outside of the following times: 0700 - 2300hrs on any day.

Reason: To safeguard the amenities of the adjoining premises in accordance with the requirements of policies CS5 and CS7 of the London Borough of Camden Local Development Framework Core Strategy and policies DP12 and DP26 of the London Borough of Camden Local Development Framework Development Policies.

- 21 Notwithstanding the provisions of Class D1 of the Schedule of the Town and Country Planning (Use Classes) Order, 1987, or any provision equivalent to that Class in any statutory instrument revoking and re-enacting that Order, no part of the flexible A1/A3/A4/B1/D1 commercial premises hereby approved shall be used as a religious institution.

Reason: To ensure that the future occupation of the building does not adversely affect the adjoining premises/immediate area by reason of noise, traffic congestion and excessive on-street parking pressure in accordance with policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policies DP26 and DP28 of the London Borough of Camden Local Development Framework Development Policies.

- 22 The development shall comply with the detailed plans indicating the type and layout of secure and covered cycle storage facilities for 301 cycles for the residential component of the development and 12 cycles for the commercial uses as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P. These approved facilities shall thereafter be provided in their entirety prior to the first occupation of each respective part of the development, and permanently retained thereafter.

Reason: To ensure the development provides adequate cycle parking facilities in accordance with the requirements of policy CS11 of the London Borough of Camden Local Development Framework Core Strategy and policy DP17 of the London Borough of Camden Local Development Framework Development Policies.

- 23 The 7x fully accessible car parking spaces as shown on the approved drawings shall be provided prior to occupation of blocks H and I and thereafter the use of these spaces shall at no time be used for car parking other than by registered disabled residents of, or visitors to, the wheelchair accessible units as shown on the approved drawings and no further car parking spaces shall be provided on the site other than as indicated on the approved drawings unless as otherwise may be agreed by the local planning authority in writing.

Reason: To ensure that the development does not contribute unacceptably to parking stress and congestion on the site and unacceptable increases in car use generally, and to ensure adequate provision for people with disabilities in accordance with policy CS11 of the London Borough of Camden Local Development Framework Core Strategy and policies DP18 and DP29 of the London Borough of Camden Local Development Framework Development Policies.

- 24 Piling or any other foundation designs using penetrative methods shall not be permitted unless it accords with the piling method statement detailing the type of piling to be undertaken and the methodology by which such piling will be carried out including measures to prevent and minimise the potential for damage to subsurface water or sewerage infrastructure, and the programme for the works, as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P in liaison with the relevant utility providers.



Reason: To safeguard existing below ground public utility infrastructure and controlled waters in accordance with the requirements of policy CS13 of the London Borough of Camden Local Development Framework Core Strategy.

- 25 The development shall thereafter not proceed otherwise than in accordance with the existing water supply study (in consultation with Thames Water) as has been approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P. The study included an assessment of the magnitude of any new additional capacity required in the system and a suitable connection point.

Reason: To ensure that the water supply infrastructure has sufficient capacity to cope with the additional demand in accordance with the requirements of policy CS5 of the London Borough of Camden Local Development Framework Core Strategy.

- 26 The development shall comply with the details of a surface water drainage scheme for the site, based on the approved Flood Risk Assessment by RMA dated 08/10/12 as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P in consultation with the Environment Agency. Such scheme included green/brown roofs and achieve a reduction in surface water run-off rates to 151 l/s. The development shall not be implemented other than in complete accordance with the surface water drainage scheme incorporating any required changes as a result of the details that have been approved.

Reason: In order to minimise the risk from flooding in accordance with policy CS13 of the London Borough of Camden Local Development Framework Core Strategy and DP23 of the London Borough of Camden Local Development Framework Development Policies.

- 27 Prior to any superstructure works commencing on site, details showing the precise locations, specifications and design of no less than 15 bird nesting boxes/bricks and 6 bat boxes shall be submitted to and approved in writing by the local planning authority. The boxes/bricks shall be installed in accordance with the approved details prior to the occupation of the development and thereafter retained.

Reason: In order to secure appropriate features to conserve and enhance wildlife habitats and biodiversity measures within the development, in accordance with the requirements of policy 7.19 of the London Plan 2011 and policy CS15 of the London Borough of Camden Local Development Framework Core Strategy.

- 28 The buildings shall not be occupied until the full details have been implemented in respect of the green and brown roofs of the development including construction profile, materials, substrate depth, full schedule of plant species, density of planting and plan of maintenance as approved by the local planning on 15/10/2015 under ref: 2015/3794/. The details include not less than 50% of the proposed living roof provision as a biodiverse extensive living roof to accord with the specific requirements for such, as stated in the approved Ecological Survey (Greengage August 2012). These works shall be permanently retained and maintained thereafter.

Reason: In order to ensure the development undertakes reasonable measures to

take account of biodiversity and the water environment in accordance with policies CS13, CS15 and CS16 of the London Borough of Camden Local Development Framework Core Strategy and policies DP22, DP23 and DP32 of the London Borough of Camden Local Development Framework Development Policies.

- 29 All trees on the site, or parts of trees growing from adjoining sites, unless shown on the permitted drawings as being removed, shall be retained and protected from damage in accordance with the protection details set out in the approved Arboricultural Survey and Assessment.

Reason: To ensure that the development will not have an adverse effect on existing trees and in order to maintain the character and amenity of the area in accordance with the requirements of policy CS15 of the London Borough of Camden Local Development Framework Core Strategy.

- 30 At least 28 days before the development hereby permitted commences other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition:

(a) the written detailed scheme of assessment consisting of site reconnaissance, conceptual model, risk assessment and proposed schedule of investigation as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P shall be complied with. This scheme of assessment is sufficient to assess the scale and nature of potential contamination risks on the site and included details of the number of sample points, the sampling methodology and the type and quantity of analyses proposed. The scheme of assessment complied with the standards of the 'Environment Agency's Model Procedures for the Management of Contamination (CLR11)'.

(b) following the approval detailed in part (a) and before the development commences, the site investigation shall be undertaken in accordance with the approved scheme and the written results as approved by the local planning authority on 26/02/2014 under ref: 2013/5353/P. The laboratory results were provided as numeric values in a formatted electronic spreadsheet.

(c) the remediation scheme as approved by the local planning authority on 26/02/2014 under ref 2013/5353/P shall be complied with before the development commences.

The remediation scheme as approved in part (c) shall be implemented before any part of the development hereby permitted is occupied.

Reason: To protect future occupiers of the development from the possible presence of ground contamination arising in connection with the previous industrial/storage use of the site in accordance with policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policy DP26 of the London Borough of Camden Local Development Framework Development Policies.

- 31 In the event that additional significant contamination is discovered during the carrying out of the development it shall be reported in writing immediately to the local planning authority and a full written assessment together with any necessary modifications to the remediation scheme shall be submitted to the Local Planning Authority for written approval. Before any part of the development hereby permitted is occupied the developer shall provide written confirmation that all works were

completed in accordance with the revised remediation scheme.

Reason: To protect future occupiers of the development from the possible presence of ground contamination arising in connection with the previous industrial/storage use of the site in accordance with policy CS5 of the London Borough of Camden Local Development Framework Core Strategy and policy DP26 of the London Borough of Camden Local Development Framework Development Policies.

32 \*Affordable Housing

Affordable housing shall be provided in accordance with the conditions and approved documents as set out in this decision. All affordable housing units shall be constructed and fitted out as units which are suitable for occupation as affordable housing and shall only be occupied for the purposes of and retained in perpetuity for Intermediate Affordable Housing in line with the London Plan definition for such as set out in the London Plan and Social Rented Housing (at rents equivalent to 'social rent' as set out in Camden's CPG2 draft alterations November 2012) as the case may be; not disposing of any interest in the Affordable Housing Units (except by way of mortgage) other than to any other Registered Provider or any other body, organisation or company registered with the Charity Commissioners for England and Wales and approved by the Regulator or the Council.

Reason: To secure sufficient provision of affordable and other tenures of housing in a balanced and sustainable manner across the development in accordance with the requirements of policy CS6 of the London Borough of Camden Local Development Framework Core Strategy and policies DP3 and DP4 of the London Borough of Camden Local Development Framework Development Policies.

33 \*Phasing Plan

The development shall not proceed other than in complete accordance with the Phasing Plan which shall balance the delivery of the affordable and market housing with the phases of the development as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P and as will have been approved from time to time by the Local Planning Authority. Otherwise, any part of the development shall not commence, other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition.

Reason: To secure sufficient provision of affordable and other tenures of housing in a balanced and sustainable manner across the development in accordance with the requirements of policy CS6 of the London Borough of Camden Local Development Framework Core Strategy and policies DP3 and DP4 of the London Borough of Camden Local Development Framework Development Policies.

34 \*Employment Space Plan

The development shall comply with the scheme for noise mitigation as submitted and approved by the Local Planning Authority on 13/10/2017 under ref: 2017/5392/P. Otherwise no residential units within the market tenure of the development shall be occupied until done so in full accordance.

Reason: To ensure that the development retains adequate provision of high quality, low cost and flexible employment floorspace that provides employment opportunities for local residents in accordance with policy CS8 of the London Borough of Camden Local Development Framework Core Strategy and policy DP13 of the London Borough of Camden Local Development Framework Development Policies.

35 \*Recruitment and apprenticeships

Prior to commencement of any construction works associated with the new buildings hereby approved, including the extraction of basements and/or foundations but excluding site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, the applicant and/or developer shall as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P:

- have entered into an agreement with the Kings Cross Construction Skills Centre to support the recruitment of Camden residents to jobs created during the construction of the development; to advertise all construction job vacancies locally; and to work towards a target that 20% of jobs are filled by Camden residents
- have entered into an agreement with the Kings Cross Construction Skills Centre to provide 30 construction industry apprenticeships to Camden residents using a range of options tailored to the build requirements of the development. The placements would be delivered throughout the course of the development. Also to deliver 20 work placement/work experience opportunities throughout the construction process.
- have entered into an agreement with the Kings Cross Construction Skills Centre to deliver at least 1 End Use apprenticeship, e.g. caretaker, receptionist or another suitable role.

Reason: In order to ensure that unemployed people within the Borough of Camden have training and employment opportunities during the construction phase of major developments and to source goods and services from local businesses in accordance with policy CS8 of the London Borough of Camden Local Development Framework Core Strategy and policy DP13 of the London Borough of Camden Local Development Framework Development Policies.

36 \*Local Procurement

Prior to commencement of any part of the development, other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, the applicant and/or developer shall as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P:

- have demonstrated that they will work with the Council's local procurement team to provide opportunities for Camden-based businesses to tender for the supply of goods and services during construction.

Reason: In order to ensure that unemployed people within the Borough of Camden

have training and employment opportunities during the construction phase of major developments and to source goods and services from local businesses in accordance with policy CS8 of the London Borough of Camden Local Development Framework Core Strategy and policy DP13 of the London Borough of Camden Local Development Framework Development Policies.

37 \* Community Access Plan

The development shall be provided in accordance with the Community Access Plan as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P and shall at all times proceed to be operated in accordance with such provisions as will have been approved. Such plan sets out the access arrangements for the development including the public disabled lift within the development and shall contain mechanisms for monitoring, review and further approval by the local planning authority. Otherwise no part of the development, other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition can commence.

Reason: To ensure that the development makes adequate provision for people with disabilities in accordance with policy DP29 of the London Borough of Camden Local Development Framework Development Policies.

38 \* Energy Efficiency

The development shall at all times proceed in accordance with the Energy Efficiency and Renewable Energy Plan such Plan as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P. The Plan contains mechanisms for monitoring, review and further approval by the local planning authority and out a package of measures to achieve an overall reduction in carbon emissions from the development of 25% as a minimum target and 31% by reasonable endeavours.

Reason: In order to secure the appropriate energy and resource efficiency measures in accordance with the requirements of policy CS13 of the London Borough of Camden Local Development Framework Core Strategy and policy DP22, DP23 and DP32 of the London Borough of Camden Local Development Framework Development Policies.

39 \*Code for Sustainable Homes

The development shall at all times proceed in accordance with the Sustainability Plan as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P. The Sustainability Plan sets out the manner in which the development will achieve Code for Sustainable Homes (CFSH) level 4\* for the residential units achieving by reasonable endeavours target levels of 50% of the un-weighted credits in the Energy and Water and Materials sections. Within 3 months of occupation of the residential units a post-completion certificate which demonstrates that the approved rating has been achieved shall be submitted to and approved in writing by the local planning authority.

Reason: In order to secure the appropriate energy and resource efficiency

measures in accordance with the requirements of policies CS13, CS16 of the London Borough of Camden Local Development Framework Core Strategy and policy DP22, DP23 of the London Borough of Camden Local Development Framework Development Policies

40 \*BREEAM

Prior to fitting out of the commercial units in the ground floor of blocks D, E, H and I of the development the applicant and/or developer shall submit to the local planning authority a Sustainability Plan setting out the manner in which the development will achieve at least BREEAM 'Very Good' while achieving by reasonable endeavours target levels of 60% of the un-weighted credits in the Energy and Water sections and 40% in the Materials categories. The development shall thenceforth proceed in accordance with such Plan as will have been approved. Within 6 months of occupation a post-completion certificate which demonstrates that the approved rating has been achieved shall be submitted to and approved in writing by the local planning authority.

Reason: In order to secure the appropriate energy and resource efficiency measures in accordance with the requirements of policies CS13, CS16 of the London Borough of Camden Local Development Framework Core Strategy and policy DP22, DP23 of the London Borough of Camden Local Development Framework Development Policies.

41 \*Car capping

Prior to first occupation of any of the residential units, the landowner would ensure through agreement that each occupier of the premises is informed of the Council's policy that they shall not be entitled (unless they are the holder of a disabled person's badge issued pursuant to s. 21 of the Chronically Sick and Disabled Persons Act 1970) to be granted a Residents Parking Permit to park a vehicle in a residents parking bay; shall not be able to buy a contract permanently to park within any car park owned, controlled or licensed by the Council (with the exception of the carpark hereby approved) and nor shall they be entitled to be granted a Business Parking Permit.

Reason: In order to ensure that the development does not contribute to increased car use and parking congestion in accordance with the requirements of policy CS11 of the London Borough of Camden Local Development Framework Core Strategy and policy DP18 and DP19 of the London Borough of Camden Local Development Framework Development Policies.

42 \*Residential Travel Plan

Prior to first occupation of the residential uses, the Residential Travel Plan which sets out measures for promoting sustainable transport modes for residents within the relevant phase of the development, as by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P in consultation with Transport for London. The Plan contains mechanisms for monitoring, review and further approval by the local planning authority. The plan provides for a Travel Plan Co-ordinator and allow for an initial substantial review within six months of full occupation incorporating an update based upon receipt of results of a post-occupancy TRAVL survey. The

measures contained in this approved Travel Plan shall at all times remain implemented.

Reason: In order to ensure that the travel demand arising from the development does not significantly impact on the existing transport system and to accord with the requirements of policies CS5 and CS11 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP26 of the London Borough of Camden Local Development Framework Development Policies

43 \*Workplace Travel Plan

Prior to first occupation of the commercial uses of the development a Work Place and Visitor Travel Plan which sets out measures for promoting sustainable transport modes for staff and visitors within the development, as approved by the Local Planning Authority on 08/12/2016 under ref: 2013/5353/P in consultation with Transport for London. The Plan contains mechanisms for monitoring, review and further approval by the local planning authority. The plan shall provide for a Travel Plan Co-ordinator and allow for an initial substantial review within six months of full occupation incorporating an update based upon receipt of results of a post-occupancy TRAVL survey. The measures contained in the Travel Plan shall remain in place for the duration of occupation of the relevant units.

Reason: In order to ensure that the travel demand arising from the development does not significantly impact on the existing transport system and to accord with the requirements of policies CS5 and CS11 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP26 of the London Borough of Camden Local Development Framework Development Policies.

44 \*Construction Management Plan

The measures contained in the Construction Management Plan as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P shall at all times remain implemented throughout the duration of the works of demolition and construction. The Construction Management Plan sets out measures for ensuring highway safety and managing transport, deliveries and waste (including recycling of materials) throughout the demolition and/or construction period(s) and taking account of the cumulative impact of concurrent or planned development within the immediate area. The Construction Management Plan also include details of a working group involving local residents and businesses, a contractor complaints/call-line and measures to be carried out to mitigate the impact of the noise arising from construction and demolition activities on local residents and businesses.

Reason: In order to protect the pedestrian environment and the amenities of the area generally and to ensure the continued free flow of traffic in the area in accordance with Policies CS5 and CS11 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP26 of the London Borough of Camden Local Development Framework Development Policies.

45 \*Servicing Management Plan

Prior to the commencement of development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, the Servicing Management Plan (SMP) as approved by the Local Planning Authority on 26/02/2014 under ref: 2013/5353/P shall be accorded with. The SMP contains mechanisms for monitoring, review and further approval by the local planning authority from time to time. The plan includes details of the location and size of the proposed service layby, the frequency and proposed hours of servicing, details of arrangements for refuse storage and collections, and the mechanisms that will be used to ensure that all servicing continues to take place in accordance with the plan. The service layby shall be provided in full prior to first occupation of the commercial units of the development. No servicing of any building shall take place on any part of the highway network or public realm other than in accordance with the SMP so approved.

Reason: To avoid obstruction of the surrounding streets and ensure the safety of pedestrians, cyclist and other road users, in accordance with the requirements of policies CS5 and CS11 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP26 of the London Borough of Camden Local Development Framework Development Policies.

46 Electric vehicle charging and monitoring

Prior to first occupation of any part of the development, confirmation of the necessary measures to secure 3 on street electric vehicle charging points within the development shall be submitted to and approved in writing by the local planning authority. Such measures shall be completed prior to first occupation and shall thereafter be retained.

Reason: To ensure that the scheme promotes the use of sustainable transport means in accordance with policy CS11 of the London Borough of Camden Local Development Framework Core Strategy.

47 \*Car club bays

The development shall comply with the details of car club bays as submitted and approved by the Local Planning Authority on 14/09/2017 under ref: 2017/4448/P. Otherwise the development shall not be occupied until done so in full accordance.

Reason: To ensure that the scheme promotes the use of sustainable transport means in accordance with policy CS11 of the London Borough of Camden Local Development Framework Core Strategy.

48 \*Level plans

No part of the development shall be commenced other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, until such time as the local planning authority has confirmed in writing that it has received plans demonstrating the levels at the interface of the development, the boundary of the site and the public highway as approved by the Local Planning



Authority on 26/02/2014 under ref: 2013/5353/P.

Reason: In order that the Council may ensure that the development is finished to a satisfactory standard and does not prejudice the surrounding highways network in accordance with policies DP17 and DP21 of the London Borough of Camden Local Development Framework Development Policies.

49 \*Health facilities

Within 6 months of first implementation of the development, the applicant and/or developer shall have confirmed to the local planning authority to its reasonable satisfaction the steps that have been taken to engage with the NHS Commissioning Board, or equivalent health overseeing body, to assess local health care needs and to offer the potential inclusion of new health care facilities within block H of the scheme on lease terms that have first been agreed in writing by the local planning authority. The relevant unit shall not be occupied by any non-NHS Commissioning Board approved occupier unless a period of 18 months has elapsed from first implementation without there being any formal commitment from the NHS Commissioning Board, or equivalent health overseeing body, and the local planning authority have confirmed in writing (such confirmation not to be unreasonably withheld) that the applicant and/or developer have used their best endeavours for such commitment to be secured. These details have been approved in writing by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the scheme makes satisfactory provision for health care facilities in accordance with policies CS16 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policy DP15 of the London Borough of Camden Local Development Framework Development Policies.

50 \*Community facilities contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure appropriate provision and improvements for the provision of community facilities in the vicinity of the development as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the scheme makes satisfactory provision for community facilities in accordance with policies CS10 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policy DP15 of the London Borough of Camden Local Development Framework Development Policies.

51 \*Travel Plan monitoring and review contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure the monitoring and review of the Residential and Workplace Travel Plans approved by the Local Planning

Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: In order to ensure that the travel demands from the development can be monitored and maintained in line with a Travel Plan in accordance with the requirements of policies CS5, CS11 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP26 of the London Borough of Camden Local Development Framework Development Policies.

52 \*Bus capacity contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure improvements to local public transport facilities shall be submitted as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: In order to ensure that the additional strain on public transport from the development can be properly managed in accordance with the requirements of policies CS5, CS11 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16 and DP17 of the London Borough of Camden Local Development Framework Development Policies.

53 \*Legible London contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure improvements for pedestrian way-finding in the local area shall be submitted as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the scheme makes adequate provision for promoting walking as a sustainable transport alternative and mitigating its impact on public transport in accordance with the requirements of policies CS5, CS11 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16 and DP17 of the London Borough of Camden Local Development Framework Development Policies.

54 \*London cycle hire contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure public cycle hire facilities in the local area as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the scheme makes adequate provision for promoting sustainable transport alternatives and mitigating its impact on public transport in accordance with the requirements of policies CS5, CS11 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16 and DP17 of the London Borough of Camden Local Development

Framework Development Policies.

55 \*Bus stop upgrade contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure improvements to the accessibility of local bus stop facilities in the area as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the scheme makes adequate provision for promoting sustainable and accessible transport alternatives in accordance with the requirements of policies CS5, CS11 and CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17 and DP9 of the London Borough of Camden Local Development Framework Development Policies.

56 \*Highway works contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure the necessary highway works for the development as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure the development has an acceptable impact on the adjacent highway and provides an attractive safe and secure environment in accordance with the requirements of policies CS5, CS11, CS17, CS19 of the London Borough of Camden Local Development Framework Core Strategy and policies DP16, DP17, DP20 and DP21 of the London Borough of Camden Local Development Framework Development Policies.

57 \*Education contribution

Prior to commencement of the development other than site clearance & preparation, relocation of services, utilities and public infrastructure and demolition, confirmation that the necessary measures to secure appropriate measures to support the local education infrastructure as approved by the Local Planning Authority on 08/12/2016 under ref: 2016/4621/P.

Reason: To ensure that the impact of the scheme on the local education infrastructure is mitigated in accordance with policies CS10, CS19 of the London Borough of Camden Local Development Framework Core Strategy and DP15 of the London Borough of Camden Local Development Framework Development Policies.

58 Need for a Legal agreement

In the event that any owners of the land have the legal locus to enter into a Section 106 Agreement no works shall be progress on site until such time as they have entered into such an Agreement incorporating obligations in respect of the matters

covered by conditions marked with \* in this notice of planning permission.

Reason: In order to define the permission and to secure development in accordance with policy CS19 of the London Borough of Camden Local Development Framework Core Strategy.

Informative(s):

- 1 The proposed amendments are considered to be acceptable and do not detract from the proposed scheme or existing site. The amendments to the scheme involve a change in tenure and the way in which the proposed affordable housing units will be let and managed. This is due to the London Borough of Camden setting up their own housing company (Camden Living) and that is considered by the Council that the existing form of shared ownership properties (which the proposed affordable housing units are currently) are no longer affordable. The change of tenure will be to intermediate rent for persons with average incomes to be able to rent.

Overall, this amendment to the scheme continues to provide affordable housing. The dwelling mix or sizes are not altered as a result of this amendment.

Notwithstanding, the full impact of the assessment has already been assessed by virtue of the previous approval granted 22/03/2013 under planning permission ref: 2012/5552/P. In the context of the scheme, it is considered that the amendments would have a minor material effect on the approved development.

No objections have been received prior to making this decision. The planning history of the site and relevant appeal decisions were taken into account when coming to this decision.

The proposed amendments are therefore in general accordance with policies H4, H5 and H6 of the London Borough of Camden Local Plan 2017. The proposed amendments to the previously approved scheme also comply with the London Plan 2016 and the National Planning Policy Framework.

- 2 Noise from demolition and construction works is subject to control under the Control of Pollution Act 1974. You must carry out any building works that can be heard at the boundary of the site only between 08.00 and 18.00 hours Monday to Friday and 08.00 to 13.00 on Saturday and not at all on Sundays and Public Holidays. You are advised to consult the Council's Noise and Licensing Enforcement Team, Camden Town Hall, Judd St, Kings Cross, London NW1 2QS (Tel. No. 020 7974 4444 or search for 'environmental health' on the Camden website or seek prior approval under Section 61 of the Act if you anticipate any difficulty in carrying out construction other than within the hours stated above.
- 3 You are advised that condition 17 means that no customers shall be on the premises and no noise generating activities associated with the use, including preparation and clearing up, shall be carried out otherwise than within the permitted time.
- 4 You are reminded that filled refuse sacks shall not be deposited on the public

footpath, or forecourt area until within half an hour of usual collection times. For further information please contact the Council's Environment Services (Rubbish Collection) on 020 7974 6914/5. or on the website <http://www.camden.gov.uk/ccm/content/contacts/council-contacts/environment/contact-street-environment-services.en>.

- 5 You are advised that if implemented, the alternative use permission hereby granted gives flexibility of use for 10 years from the date of this permission. After 10 years the lawful use would revert to whichever of the uses is taking place at the time.
- 6 Your attention is drawn to the fact that there is a separate legal agreement with the Council which relates to the development for which this permission is granted. Information/drawings relating to the discharge of matters covered by the Heads of Terms of the legal agreement should be marked for the attention of the Planning Obligations Officer, Sites Team, Camden Town Hall, Argyle Street, WC1H 8EQ.
- 7 You are reminded that bats, reptiles and nesting birds are protected under the Wildlife and Countryside Act 1981 and should any bats or their roosts be found on the site then English Nature should be contacted. All removal of trees, hedgerows, shrubs, scrub or tall herbaceous vegetation should take place outside of the bird-nesting period (i.e. outside of March-August) unless supervised by a competent ecologist to ensure that relevant legislative requirements are met.
- 8 You are advised that the biodiversity information/ecological assessment provided as part of this application will be made available to Greenspace Information for Greater London [GIGL], the capital's environmental records centre, to assist in building up its data base of up-to-date ecological information and assist in future decision making.
- 9 You are reminded that this decision only grants permission for permanent residential accommodation (Class C3). Any alternative use of the residential units for temporary accommodation, i.e. for periods of less than 90 days for tourist or short term lets etc, would constitute a material change of use and would require a further grant of planning permission.
- 10 You are advised of the need to ensure that all necessary consents have been obtained from Thames Water regarding the connection of the development to the public sewer. You should incorporate protection to your property from possible surcharge from the sewerage network during storm events, for example by installing a non-return valve to prevent backflow. Thames Water would recommend that petrol/oil interceptors be fitted in all car parking/washing/repair facilities. Please contact Thames Water Developer Services on 0845 850 2777.
- 11 The applicant should note that the grant of this planning permission does not guarantee that highways works will be implemented as the works indicated on the plans will always be subject to further detailed design, consultation and approval as required by the Highway Authority in enactment of its statutory powers and relevant legislation.
- 12 The Mayor of London introduced a Community Infrastructure Levy (CIL) to help pay for Crossrail on 1st April 2012. Any permission granted after this time which adds more than 100sqm of new floorspace or a new dwelling will need to pay this

CIL. It will be collected by Camden on behalf of the Mayor of London. Camden will be sending out liability notices setting out how much CIL will need to be paid if an affected planning application is implemented and who will be liable.

The proposed charge in Camden will be £50 per sqm on all uses except affordable housing, education, healthcare, and development by charities for their charitable purposes. You will be expected to advise us when planning permissions are implemented. Please use the forms at the link below to advise who will be paying the CIL and when the development is to commence. You can also access forms to allow you to provide us with more information which can be taken into account in your CIL calculation and to apply for relief from CIL.

<http://www.planningportal.gov.uk/planning/applications/howtoapply/whattosubmit/cil>

We will then issue a CIL demand notice setting out what monies needs to paid when and how to pay. Failure to notify Camden of the commencement of development will result in a surcharge of £2500 or 20% being added to the CIL payment. Other surcharges may also apply for failure to assume liability and late payment. Payments will also be subject to indexation in line with the construction costs index.

Please send CIL related documents or correspondence to [CIL@Camden.gov.uk](mailto:CIL@Camden.gov.uk)

- 13 You are advised that this proposal will be liable for the Mayor of London's Community Infrastructure Levy (CIL) as the additional floorspace exceeds 100sqm GIA or one unit of residential accommodation. Based on the Mayor's CIL charging schedule and the information given on the plans, the charge is likely to be £1,279,250 (25,585sqm x £50). This amount is an estimate based on the information submitted in your planning application. The liable amount may be revised on the receipt of the Additional Information Requirement Form or other changing circumstances.
- 14 You are advised that the further details (full CHP specification and plans) as required by informative 3 of planning permssion ref: 20135353/P dated 26/02/2014 have been submitted and received by the Local Planning Authority.
- 15 You are advised that the further details (final dust monitoring sites) as required by informative 4 of planning permssion ref: 2013/5353/P dated 26/02/2014 have been submiotted and received by the Local Planning Authority.

In dealing with the application, the Council has sought to work with the applicant in a positive and proactive way in accordance with paragraphs 186 and 187 of the National Planning Policy Framework.

You can find advice about your rights of appeal at:

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

Yours faithfully

*David T. Joyce*

David Joyce  
Director of Regeneration and Planning

