

JUNE 2017

Application Ref PP-06126747v1

Your Local Planning Authority, Camden Council has received your online Householder planning permission application and will now validate it within their normal work flow and timescales.

Application Details

Applicant: Mr Daniel Kearney , SAN Developments Limited

Agent:

Application site address: 160Flat Ground Floor , Iverson Road, LONDON, NW6 2HH

Date of submission: 18:57 on 05 June 2017

If they need more information or have any queries they will contact you direct.

Please note that this message does not constitute the formal acceptance of your submission by Camden Council.

For further information on the progress of your online application please contact:

Camden Council

<http://www.camden.gov.uk/planning>

planning@camden.gov.uk

02079744444

This email is for information only. Please do not reply. For help with Planning Portal issues please email

support@planningportal.co.uk

www.planningportal.co.uk

JULY 2017

----- Forwarded Message -----

From: Suzanna Nour <sn4site@btinternet.com>

To: "hugh.miller@camden.gov.uk" <hugh.miller@camden.gov.uk>

Sent: Thursday, July 6, 2017 2:02 PM

Subject: Planning application 2017/3258/P Flat B ,160 Iverson Road NW6 2 HH

Dear Hugh Miller ,

Further to our telephone discussion yesterday ,I am writhing to confirm that I am the agent for the above application .

Although we put our details on the application form on the Planning Portal ,it appears that these have not been recorded on Camden's website against this application ?

Please would you kindly let me know when this application was validated ,when the decision date is due and when you would like to arrange to visit the site ?

As is explained on the accompanying documents ,we are applying for a similar type of screening as that recently approved for the roof terrace on the level above at Flat C (planning application 2016/ 6650/P)

I look forward to hearing from you .

Kind regards

Suzanna Nour

Director

4Site Design LTD

020 3371 7661

SEPTEMBER 2017

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: "sn4site@btinternet.com" <sn4site@btinternet.com>
Sent: Wednesday, September 6, 2017 5:59 PM
Subject: 160 Iverness Road - application for roof terrace

Dear Suzanna,

Thank you for speaking to me earlier.

Just to recap what we discussed, I have taken on this application from Hugh Miller who unfortunately is off sick and has been sporadically in the office over the last couple of months due to his illness.

Whilst looking through the application today I discovered that the West Hampstead Neighbourhood Forum (a statutory consultee in this area) had not been consulted. I have sent them a consultation letter and they now have a statutory 21 days to respond to this.

I will discuss the application with Hugh's mentor at some point over the next couple of days to understand what stage he had reached with this application and whether or not I will need to visit the site myself.

If you have any queries in the meantime, please feel free to contact me.

Kind regards,

Evelyn Jones
Planner
Regeneration and Planning
Supporting Communities
London Borough of Camden

From: Suzanna Nour <sn4site@btinternet.com>
To: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
Sent: Tuesday, September 12, 2017 5:39 PM
Subject: Re: 160 Iverness Road - application for roof terrace

Dear Evelyn ,

Thanks for your email of the 6th Sept.

I am sorry to hear of Hugh Miller's sickness and I wish him a speedy recovery .

Unfortunately it doesn't go the full way to explaining the anomalies in the process of this application which was submitted in early June 2017 and is now considerably outside of the statutory time period for a decision .

I am happy to provide a full and detailed account of events to date however, in the interim please would you kindly confirm the following :

1. Have you discussed this matter with Hugh's mentor as outlined below and if so ,please would you advise on the outcome of said discussion ?Is there a need for another site visit ?
2. Whilst you have explained that there was a bureaucratic error in missing out a statutory consultee ,again, as outlined below ,please would you advise whether based on all other information collated ,you would be inclined to recommend this application for approval or not ? If there is not sufficient data to allow for this ,please would you confirm that to be the case and the reasons why .
3. Please would you advise why we have not received the usual email with letter of validation of the application and including details of time frames etc. and options available to us in the event of the statutory time frame for decision being exceeded .

I look forward to hearing from you .

Thanks and regards

Suzanna Nour *Director 4 Site Design LTD*

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Thursday, September 14, 2017 12:13 PM
Subject: RE: 160 Iverness Road - application for roof terrace

Dear Suzanna,

Thank you for your email.

I apologise for the administrative errors that have caused a delay to this application and will endeavour to determine the application as soon as possible.

I will respond to each of your points raised below:

1. I have not had the opportunity to discuss the application with Hugh's mentor, however if you have photos of the site showing whether or not the terrace at second storey level has been built, I will not need to go to the site.
2. There are currently three objections to the application and I am awaiting comments from the West Hampstead Neighbourhood Forum (they have until 27/09/2017 to respond). As there are three comments to the application if the proposal were to be recommended for approval it would have to go through the member's briefing process. I am minded to recommend the application be approved at this stage, however this is subject to a senior officer signing off this recommendation.
3. The Council no longer sends out validation letters, we either send an email with the relevant information or make a phone call once the application has been validated. I'm afraid I cannot answer why you did not receive one of these when the application was validated, however if you wish I can email you a validation letter.

If you have any further queries please feel free to contact me.

--

Evelyn Jones
Planner

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Friday, September 15, 2017 4:11 PM
Subject: RE: 160 Iverness Road - application for roof terrace

Dear Suzanna,

Thank you for sending the photographs, they are very useful and mean I will not have to go to the site.

I have attached a copy of a validation letter for your reference.

Have a nice weekend.

Kind regards, --
Evelyn Jones
Planner

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Thursday, September 28, 2017 9:59 AM
Subject: RE: 160 Iverness Road - application for roof terrace

Dear Suzanna,

The consultation period has now ended and fortunately there have been no further objections to the application.

As there have been three previous objections to the application the application will have to go through the member's briefing process to be determined. I have put the application on the agenda for the 9th October with a recommendation for approval. If the members agree with my recommendation the application will be approved on this day. Therefore would you agree to an extension of time until the 10th October to allow for this?

Kind regards,

--

Evelyn Jones
Planner

----- Forwarded Message -----

From: Suzanna Nour <sn4site@btinternet.com>
To: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
Sent: Thursday, September 28, 2017 11:38 AM
Subject: Re: 160 Iverness Road - application for roof terrace

Dear Evelyn ,

Thanks for the update .

I am happy to agree to an extension of time on the decision to the 10th Oct based on your email .

Best regards

Suzanna Nour
Director
4Site Design LTD
020 3371 7661

www.4sitedesignltd.com
sn4site@btinternet.com

OCTOBER 2017

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Monday, October 23, 2017 5:13 PM
Subject: 160 Iverson Road

Dear Suzanna,

The application for the first floor terrace at the above address is currently being checked by a senior officer before being signed off by management.

The senior officer has picked up on the fact that you submitted a householder application form and as the property in question is a flat a full planning application form is required. In terms of submitting an appeal, the Planning Inspectorate may classify it as an invalid application without the correct application form and may not accept the appeal.

Could you please complete and return a full application form to me by way of response to this email.

Kind regards,

Evelyn Jones
Planner
Regeneration and Planning
Supporting Communities
London Borough of Camden

From: Suzanna Nour [mailto:sn4site@btinternet.com]
Sent: 25 October 2017 07:12
To: Jones, Evelyn <Evelyn.Jones@camden.gov.uk>
Subject: Re: 160 Iverson Road

Dear Evelyn ,

I am away on business until Monday .

So I cannot check the details of the application which we sent through via the planning portal but it seems that information is not transferred over correctly from the Portal to Camden's site .Hence our details of agents were missed out .

Please would you let me know when you will be issuing the decision notice .There should be no reason for further delay.

We applied for the roof terrace at Flat B in exactly the same format as we did for Flat C above which was approved .

There appears to be some problems with transfer of information from Planning Portal to Camden's site.

We should not be penalised further for Camden Council's continued administrative errors .

You sent me a letter of validation for our application .

Now you are stating that it is invalid ??

You first stated that the consultation had not been carried out properly initially thus requiring further time to send out for consultation .

Further to said consultation period you stated that you would be approving the application with a decision being issued on the 10th Oct. .

Then,after the 10th, you subsequently stated that you would be refusing the application

Please would you just issue the final decision with out further delay .

Kind regards

Suzanna Nour

----- Forwarded Message -----

From: "Jones, Evelyn" <Evelyn.Jones@camden.gov.uk>
To: "sn4site@btinternet.com" <sn4site@btinternet.com>

Sent: Thursday, October 26, 2017 1:02 PM
Subject: RE: 160 Iverson Road

Dear Suzanna,

I will not be able to issue a decision notice until we have the correct application form.

In order to be in receipt of a decision notice and subsequently appeal the refusal you will need to submit this form to the Council.

Please note that I will be leaving the Council tomorrow and will therefore require the form to issue the decision notice as soon as possible.

Kind regards,

--

Evelyn Jones
Planner

From: Suzanna Nour [<mailto:sn4site@btinternet.com>]
Sent: 26 October 2017 13:09
To: Jones, Evelyn <Evelyn.Jones@camden.gov.uk>
Subject: RE: 160 Iverson Road

Evelyn ,
As stated below ,I am away until Monday 30th so can not deal with this matter until then

Please advise .

Also ,you have not explain ed why the application was processed back in June 2017 and validated if it was not a valid application form .

Please advise
[Sent from Yahoo Mail on Android](#)

From: Jones, Evelyn
Sent: 27 October 2017 15:38
To: 'sn4site@btinternet.com' <sn4site@btinternet.com>
Cc: Hazelton, Laura <Laura.Hazelton@camden.gov.uk>
Subject: RE: 160 Iverson Road

Dear Suzanna,

I apologise for the oversight at validation stage which has led to this, this is something trivial that is often down to officer discretion as to whether this would classify as an invalid application in the first instance.

However, in order to proceed with a subsequent appeal (as you have informed me your client wishes to do) it would be prudent to submit the correct paperwork at this stage to prevent any further delays.

Please note as I am leaving the Council today I would advise you to send the application form to my colleague Laura Hazelton, copied into this email, who will be able to upload this to the file and issue a decision notice.

Kind regards,

From: "Craig, Tessa" <Tessa.Craig@camden.gov.uk>
To: "sn4site@btinternet.com" <sn4site@btinternet.com>

NOVEMBER 2017

Sent: Monday, November 6, 2017 12:11 PM
Subject: FW: 160 Iverson Road

Dear Suzanna,

I have taken this case over from Evelyn.

Please could you send me the full planning application form and I can then issue the decision.

Kind regards,

Tessa Craig
Planning Officer
02079745670

MARCH 2018

----- Forwarded Message -----

From: "Craig, Tessa" <Tessa.Craig@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Thursday, March 8, 2018 4:59 PM
Subject: RE: 160 Iverson Road

Hello Suzanna,

I still have not received the correct form. If you wish to receive a decision please send this to me.

If I do not receive this by Friday the 23rd March (two weeks' time) I shall withdraw the application.

Kind regards,

Tessa Craig
Planning officer

From: "Craig, Tessa" <Tessa.Craig@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Thursday, March 8, 2018 4:59 PM
Subject: RE: 160 Iverson Road

Hello Suzanna,

I still have not received the correct form. If you wish to receive a decision please send this to me.

If I do not receive this by Friday the 23rd March (two weeks' time) I shall withdraw the application.

Kind regards,

--

Tessa Craig
Planning Officer

From: Suzanna Nour [<mailto:sn4site@btinternet.com>]
Sent: 23 March 2018 09:45
To: Craig, Tessa <Tessa.Craig@camden.gov.uk>
Subject: Re: 160 Iverson Road

Dear Tessa ,

Further to your email below ,we have taken advice and are submitting an appeal to the Inspectorate on the basis of non determination .

We do not agree ,therefore ,to your withdrawing the application .

There has been seriously contradictory advice from the Planning team on this application as well as errors in processing it .This has caused loss of confidence in the LPA's planning system and we believe the whole case should brought to the attention of the Planning Inspectorate for their determination .

Kind regards
Suzanna Nour
Director
4Site Design LTD
020 3371 7661

From: "Craig, Tessa" <Tessa.Craig@camden.gov.uk>
To: Suzanna Nour <sn4site@btinternet.com>
Sent: Friday, March 23, 2018 9:50 AM
Subject: RE: 160 Iverson Road

Hi Suzanna,

The Planning Inspectorate will not accept your appeal as you have not submitted the correct application form. If you can send me the correct form as requested in my email on the 6th of November, I can determine the application and you will be able to submit an appeal.

Kind regards,

--

Tessa Craig
Planning Officer

From: Suzanna Nour [<mailto:sn4site@btinternet.com>]
Sent: 23 March 2018 10:11
To: Craig, Tessa <Tessa.Craig@camden.gov.uk>
Subject: Re: 160 Iverson Road

Hi again Tessa ,

We still feel that we have not been given a satisfactory reason why the application was validated and went all the way down the line if the application form was not correct .

I shall confer again and revert back to you but please do not withdraw the application .

Regards

Suzanna Nour
Director
4Site Design LTD
020 3371 7661

----- Forwarded Message -----

From: "Craig, Tessa" <Tessa.Craig@camden.gov.uk>

To: Suzanna Nour <sn4site@btinternet.com>

Sent: Tuesday, March 27, 2018 11:11 AM

Subject: RE: 160 Iverson Road

Dear Suzanna,

It should not take long to complete and email me the correct form. As soon as you have done this, I can progress with issuing a decision.

I am just as keen to get this processed for you, however I can't do this until you submit the correct form.

Kind regards,

Tessa Craig
Planning Officer

Telephone: 020 7974 6750

APRIL 2018

----- Forwarded Message -----

From: Suzanna Nour <sn4site@btinternet.com>

To: "enquiries@pins.gsi.gov.uk" <enquiries@pins.gsi.gov.uk>

Sent: Tuesday, April 3, 2018 12:36 PM

Subject: Non determination of Planning Application 2017/3258/P Flat B ,160 Iverson Road NW6 2HH

Dear Sirs ,

I am writing further to speaking with one of your representatives last Wednesday ,28th March 2018 .

I am writing as advised to set down the circumstances of this case in order to establish whether ,in this instance the Inspectorate would accept our request to appeal the non determination of the above planning application .

The application for a roof terrace was submitted in June 2017 via the Planning Portal (see attached pdf of email correspondance related) ,however, since then ,there have been 3 different Planning Officers allocated to it repsectively .

I have been informed by the latest planning officer to take over the case that an appeal for non determination would not be accepted by the Inspectorate on the grounds that the wrong application form had been filled in (householders as opposed to Application for Planning Permission)

However, the planning application was validated as per letter attached below .

I have attached a file of the email correspondance that went back and forth between myself and the Council since June 2017 and summerise as per following timeline :

June 2017 : Planning application submitted on portal and confirmation that LPA would be in touch subsequently

July 2017 : As no correspondance from LPA forthcoming telephone call to LPA confirmed verbally that application had been validated (2017/3258/P) and Planning Officer ,Hugh Miller allocated .

Site visit arranged and Officer met us on site who explained that written validation letters were no longer being sent out by email nor by post but verbal confirmation sufficient ? .

However, no further written response was provided to our email of July 6th .(attached)

Sept 2017 Further to more phone calls ,email recieved from LPA confirming that new Officer had taken on the case and that further site visit not necessary as photos would suffice .

Letter of validation from LPA now finally provided (see attached copy below) .

Also ,explanation that consultation had not been carried out properly thus requiring extension to statutory time limits .

Sept 2017 Further 2 x replies from LPA confirming that application would be recommended for approval and request for extension of time until the 10th October would be granted from us as statutory time frame now exceeded .

Said consent provided in our email of 28th Sept.

Nothing further was heard from LPA until further phone call made by us on 20th October querying why LPA had not followed due process in accordance with previous correspondence .We were then informed that contrary to previous email ,the application would now be refused consent ;

Oct 23rd Email from LPA contradicting previous emails and stating that no decision for refusal could be made until further application form submitted otherwise Planning Inspectorate **MAY** not accept the appeal . Planning Officer replaced at this point for the third time .

Based on the above would the Inspectorate kindly accept our submission of an appeal for non determination in this case ?

Should we follow the advice of the current Planning Officer and resubmit the planning application form ,the implication would be that we are consenting to the extension of time for a decision of refusal which would not then allow for all of the above historical information to be submitted as part of the evidence showing administrative errors on the part of the LPA culminating in non decision ..

The current Officer has threatened that should we not submit a new planning application form ,she will withdraw the application .

We do not see how this is lawful as how can the application be withdrawn by the LPA against our consent and particularly as this would mean that it was indeed validated in the first instance as evidenced by the letter attached below .

We look forward to your advice and sincerely hope that you will allow us to submit an appeal based on non determination in this case .

Yours Sincerely

Suzanna Nour
Director
4Site Design LTD
020 3371 7661

----- Forwarded Message -----

From: Enquiries <enquiries@pins.gsi.gov.uk>

To: "sn4site@btinternet.com" <sn4site@btinternet.com>

Sent: Monday, April 9, 2018 1:09 PM

Subject: Non determination of Planning Application 2017/3258/P Flat B ,160 Iverson Road NW6 2HH

Dear Ms Nour,

Thank you for your email below and apologies for the delay in responding.

Unfortunately I am unable to confirm whether or not an appeal would be accepted. This can only be ascertained once your appeal has been submitted and has gone through the validation part of the appeals process, so I would suggest that submit an appeal if you are unsure. Once the appeal has been submitted, our Validation Team will check the appeal form and all of the supporting appeal documents to determine whether the appeal is a valid appeal.

I hope this information is helpful.

Regards

Hannah Dickson
Customer Support Team Manager – The Planning Inspectorate

Customers are at the heart of everything we do