

Application ref: 2018/5593/P  
Contact: David Peres Da Costa  
Tel: 020 7974 5262  
Date: 16 April 2019

**Development Management**  
Regeneration and Planning  
London Borough of Camden  
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TJR Planning  
Suite 3 The Mansion  
Wall Hall Drive  
Aldenham  
WD25 8BZ

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:

**12/12A Park Village West  
London  
NW1 4AE**

Proposal:

Variation of condition 3 (approved plans) of planning permission 2015/7005/P dated 31/01/2017 (for excavation under former coach house, gym and courtyard, including rear lightwell and insertion of first floor window to side elevation of coach house), namely to incorporate rear lightwell into lower ground floor room with rooflights above; insertion of door at lower ground floor level; omission of ground floor rooflights; and creation of lightwell at rear (east elevation).

Drawing Nos:

Superseded: 1401/P/: 20; 21; 22; 23; 24;

Revised: 255-TH-: P01 LGFf; P02e GF; P03c 1st F; P04 2nd Floor; P05 Roof; DET 01b; Planning Statement And Heritage Impact Assessment prepared by TJR Planning dated November 2018

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 the original planning permission ref 2015/7005/P dated 31/01/2017.

Reason: In order to comply with the provisions of Section 91 of the Town and Country Planning Act 1990 (as amended).

- 2 All new external work shall be carried out in materials that resemble, as closely as possible, in colour and texture those of the existing building, unless otherwise specified in the approved application.

Reason: To safeguard the appearance of the premises and the character of the immediate area in accordance with the requirements of policies D1 and D2 of the London Borough of Camden Local Plan 2017.

- 3 For the purposes of this decision, condition no.3 of planning permission 2015/7005/P shall be replaced with the following condition:

#### REPLACEMENT CONDITION 3

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

1401/P: 01; 02; 03; 04; 05; 06; 07; 08; 09; 10; 11; 25; 26; 27; 28; 29; Planning statement and heritage statement prepared by TJR Planning dated December 2015; Arboricultural impact assessment prepared by Landmark Trees dated 8th December 2015; Construction Method Statement prepared by Conisbee dated 27 May 2016; Site investigation and basement impact assessment report prepared by GEA dated May 2016; Response to Campbell Reith prepared by Conisbee dated 27 May 2016; 255-TH:- P01 LGFf; P02e GF; P03c 1st F; P04 2nd Floor; P05 Roof; DET 01b; Planning Statement And Heritage Impact Assessment prepared by TJR Planning dated November 2018

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

- 4 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 Arboricultural impact assessment hereby approved.

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 policies A2 and A3 of the London Borough of Camden Local Plan 2017.

- 5 The development hereby approved shall not commence until such time as a suitably qualified chartered engineer with membership of the appropriate professional body has been appointed to inspect, approve and monitor the critical elements of both permanent and temporary basement construction works throughout their duration to ensure compliance with the design which has been checked and approved by a building control body. Details of the appointment and the appointee's responsibilities shall be submitted to and

approved in writing by the local planning authority prior to the commencement of development. Any subsequent change or reappointment shall be confirmed forthwith for the duration of the construction works.

Reason: To safeguard the appearance and structural stability of neighbouring buildings and the character of the immediate area in accordance with the requirements of policy A5 of the London Borough of Camden Local Plan 2017.

Informative(s):

1 Reason for granting permission

The proposals are considered minor in nature. The proposal would incorporate the rear lightwell into the lower ground floor room with rooflights above. This change would not affect the extent of excavation previously approved and would have no impact on Tower House (no. 12) itself, ensuring what is significant about this heritage asset is conserved.

The insertion of an additional opening to that already approved on the side elevation of the new lower level would face directly into the lower courtyard and would not therefore be detrimental to the architectural quality and distinctiveness of this II\* listed building.

The proposal would not raise any new neighbouring amenity issues with regard to loss of light, outlook or privacy.

A deed of variation would be required to secure the planning obligations of the previous permission (2015/7005/P).

The planning and appeal history of the site has been taken into account when coming to this decision. No objections have been received. Comments from the Regent's Park CAAC were received prior to making this decision and duly taken into consideration.

Special regard has been attached to the desirability of preserving the listed building or its setting or any features of special architectural or historic interest which it possesses under s.66 of the Planning (Listed Buildings and Conservation Areas) Act 1990 as amended by the Enterprise and Regulatory Reform Act (ERR) 2013.

Special attention has been paid to the desirability of preserving or enhancing the character or appearance of the conservation area, under s.72 of the Listed Buildings and Conservation Areas Act 1990 as amended by the Enterprise and Regulatory Reform Act (ERR) 2013.

As such, the proposed development is in general accordance with policies D1, D2 and A1 of the Camden Local Plan 2017. The development also accords with the NPPF and the London Plan 2016.

2 Your proposals may be subject to control under the Building Regulations and/or the London Buildings Acts which cover aspects including fire and

emergency escape, access and facilities for people with disabilities and sound insulation between dwellings. You are advised to consult the Council's Building Control Service, Camden Town Hall, Argyle Street WC1H 8EQ, (tel: 020-7974 6941).

- 3 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 Compliance and Enforcement team [Regulatory Services], Camden Town Hall, Argyle Street, WC1H 8EQ (Tel. No. 020 7974 4444 or on the website <http://www.camden.gov.uk/ccm/content/contacts/council-contacts/environment/contact-the-environmental-health-team.en> 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.
- 4 This approval does not authorise the use of the public highway. Any requirement to use the public highway, such as for hoardings, temporary road closures and suspension of parking bays, will be subject to approval of relevant licence from the Council's Streetworks Authorisations & Compliance Team London Borough of Camden 5 Pancras Square c/o Town Hall, Judd Street London WC1H 9JE (Tel. No 020 7974 4444) . Licences and authorisations need to be sought in advance of proposed works. Where development is subject to a Construction Management Plan (through a requirement in a S106 agreement), no licence or authorisation will be granted until the Construction Management Plan is approved by the Council.
- 5 All works should be conducted in accordance with the Camden Minimum Requirements - a copy is available on the Council's website at <https://beta.camden.gov.uk/documents/20142/1269042/Camden+Minimum+Requirements+%281%29.pdf/bb2cd0a2-88b1-aa6d-61f9-525ca0f71319> or contact the Council's Noise and Licensing Enforcement Team, 5 Pancras Square c/o Town Hall, Judd Street London WC1H 9JE (Tel. No. 020 7974 4444)

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 must secure the approval of the Council's Noise and Licensing Enforcement Team prior to undertaking such activities outside these hours.

In dealing with the application, the Council has sought to work with the applicant in a positive and proactive way in accordance with paragraph 38 of the National Planning Policy Framework 2019.

You can find advice about your rights of appeal at:

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

Yours faithfully

A handwritten signature in black ink, appearing to read 'DPope', written in a cursive style.

Daniel Pope  
Chief Planning Officer