LDC (Proposed) Report	Application number	2019/3189/P

Officer	**Expiry date**
Josh Lawlor	04/11/2019

Application Address	**Authorised Officer Signature**
8 Elsworthy Terrace London NW3 3DR	

Conservation Area	**Article 4**
Elsworthy	No

Proposal
Reinstatement of boundary wall (following collapse).

Recommendation:	Approve Lawful Development Certificate

Part 2, Minor operations, Class A The erection, construction, maintenance, improvement or alteration of a gate, fence, wall or other means of enclosure.		
If yes to any of the questions below the proposal is not permitted development		Yes/no
A.1 (a)	the height of any gate, fence, wall or means of enclosure erected or constructed adjacent to a highway used by vehicular traffic would, after the carrying out of the development, exceed – (i) for a school, 2 metres above ground level, provided that any part of the gate, fence, wall or means of enclosure which is more than 1 metre above ground level does not create an obstruction to the view of persons using the highway as to be likely to cause danger to such persons; (ii) in any other case, 1 metre above ground level;	No
A.1 (b)	the height of any other gate, fence, wall or means of enclosure erected or constructed would exceed 2 metres above ground level;	No
A.1 (c)	the height of any gate, fence, wall or other means of enclosure maintained, improved or altered would, as a result of the development, exceed its former height or the height referred to in paragraph (a) or (b) as the height appropriate to it if erected or constructed, whichever is the greater;	No
A.1 (d)	it would involve development within the curtilage of, or to a gate, fence, wall or other means of enclosure surrounding, a listed building.	No

Assessment:

The reinstatement of the boundary wall would be permitted under the provisions of the above Class. Evidence has been put forward to demonstrate that the altered means of enclosure would not exceed its former height. The proposed development is therefore lawful, not requiring express planning permission.

Recommendation: Grant lawful development certificate