

Application ref: 2022/3154/P  
Contact: Fast Track TC  
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Date: 28 September 2022

**Development Management**  
Regeneration and Planning  
London Borough of Camden  
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Costain Skanska HS2 South EW Joint Venture  
Costain House  
Vanwell Business Park  
Maidenhead  
Berkshire  
SL6 4UB

Dear Sir/Madam

## **DECISION**

Town and Country Planning Act 1990 (as amended)

### **Full Planning Permission Granted**

Address:

**3 - 14 Mornington Terrace  
London  
NW1 7RR**

Proposal:

Installation of temporary mechanical ventilation units at front of property across all floor levels for noise mitigation during the construction of the HS2 railway

Drawing Nos: EW-NI-MORNINGTON TER-EX-EL-01; EW-NI-MORNINGTON TER-PR-EL-01; EW-NI-MORNINGTON TER-PR-EL-02; EW-NI-MORNINGTON TER-PR-EL03; EW-NI-MORNINGTON TER-PR-EL-04; EW-NI-MORNINGTON TER-PR-EL-05; EW-NI-MORNINGTON TER-PR-EL-06; SONAIR MOUNTING DETAIL; FIRE MITIGATION SUPPLEMENTARY DOCUMENT;

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 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 policy D1 [and D2 if in CA] of the London Borough of Camden Local Plan 2017.

- 3 The development hereby permitted shall be carried out in accordance with the following approved plans- EW-NI-MORNINGTON TER-EX-EL-01; EW-NI-MORNINGTON TER-PR-EL-01; EW-NI-MORNINGTON TER-PR-EL-02; EW-NI-MORNINGTON TER-PR-EL03; EW-NI-MORNINGTON TER-PR-EL-04; EW-NI-MORNINGTON TER-PR-EL-05; EW-NI-MORNINGTON TER-PR-EL-06; SONAIR MOUNTING DETAIL; FIRE MITIGATION SUPPLEMENTARY DOCUMENT;

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

- 4 Prior to first use, the Sonair ventilation units hereby approved shall be installed in full accordance with the manufacturers specification and fitted with fire resisting intumescent sleeves through all cored holes for the full depth of wall construction. The ventilation units shall thereafter be maintained in full accordance with the manufacturers specifications and the sleeves permanently retained thereafter.

Reason: To safeguard fire safety and mitigate exposure to poor air quality of occupants in accordance with the requirements of policies C1 and CC4 of the London Borough of Camden Local Plan 2017.

- 5 The total noise from fixed plant associated with the application site, when at a point 1m external to sensitive facades shall be at least 10 dB(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 is distinguishable, discrete continuous note (whine, hiss, screech, hum) and/or if there are distinct impulses(bangs, clicks, clatters, thumps), then the noise levels from the plant/equipment at any sensitive façade shall be at least 15 dB(A) below background noise level.

Reason: To safeguard the amenities of the premises and the area generally in accordance with the requirements of policies A1 and A4 of the London Borough of Camden Local Plan 2017.

- 6 When operational, noise levels from the Sonair Ventilation system in habitable rooms of the nearest noise sensitive residential receptors should comply with internal noise levels in BS8233:2014.

Reason: To prevent noise nuisance within adjoining premises in accordance with the requirements of policies A1 and A4 of the London Borough of Camden Local Plan 2017.

Informative(s):

## 1 Reasons for granting permission-

The application seeks permission for the addition of round white external ventilation grilles to the front and rear elevations of the housing block (fronting Mornington Terrace), associated with the installation of Sonair ventilation units. These units are intended to allow acoustically attenuated ventilation to residential properties in order to limit intrusive noise from the exterior during the nearby HS2 construction works.

The grilles would be fixed at regular points at ground to fifth floor levels fronting Mornington Terrace. The grilles would be small in scale measuring 110mm across. The works would not affect any architectural features of note. As such, the addition of the grilles is not considered to unduly impact the character or appearance of the building or surroundings.

The ventilation units would be emission free and would not directly impact on air quality.

An assessment of fire safety measures for the ventilation units' installation has been provided and identifies the principal risk to fire safety as being the potential to connect any voids within the depth of the wall, or to facilitate fire spread through the exposure of combustible materials. To mitigate this risk, fire resisting intumescent sleeves would be inserted through all cored holes. The installation of these would be secured by planning condition. Specific control of fire safety is undertaken through building regulations, and the building control function.

The anticipated noise impact of the installations has been assessed by the Council's Environmental Health Officer and considered acceptable to occupants and neighbouring amenity subject to compliance with planning conditions. These would ensure installation in accordance with manufacturer's noise attenuation specifications, compliance with acceptable British Standards internal noise levels and restricting the total noise output externally to be at least 10 dB(A) less than the existing background measurement.

The planning history of the site and surrounding area were taken into account.

One objection has been received during the consultation period. The resident has advised that they have an agreement for Secondary Glazing on a property included within this application. It is considered that this would not influence the application for planning permission, freeholder and leaseholder consent would still be required for the implementation of the permission. This permission goes with the property and allows the principle of the works to be carried out.

The proposal is in general accordance with policies A1, A4, C1, CC4 and D1 of the Camden Local Plan 2017. The proposed development also accords with the policies of the London Plan 2021 and National Planning Policy Framework 2021.

## 2 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, 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.

- 3 All works should be conducted in accordance with the Camden Minimum Requirements - a copy is available on the Council's website (search for 'Camden Minimum Requirements' at [www.camden.gov.uk](http://www.camden.gov.uk)) 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 2021.

You can find advice about your rights of appeal at:

[https://www.gov.uk/appeal-planning-decision.](https://www.gov.uk/appeal-planning-decision)

Yours faithfully



Daniel Pope  
Chief Planning Officer