

Application ref: 2022/2473/P
Contact: Tony Young
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Date: 5 October 2022

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Boyer Planning
2nd Floor
24 Southwark Bridge Road
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SE1 9HF

Dear Sir/Madam

DECISION

Town and Country Planning Act 1990, Section 191 and 192

Certificate of Lawfulness (Existing) Refused and Warning of Enforcement Action to be Taken

Address:
10 Antrim Grove
London
NW3 4XR

Proposal: Installation of 3 x air conditioning units located on the side elevation.

Drawing Nos: 10ANT-000 rev P1 (location plan); Cover letter from Boyer Planning Ltd. dated 06/06/2022 (ref. 20.5110); Statutory declarations from Ms. Antonia Lester, Mr. Darryl Lazarus and Mr. Damian Pitman (all dated 06/06/2022); Various news articles (Evening Standard, Camden New Journal, Hampstead Highgate Express (all dated 13/03/2016) and Islington Tribune dated 17/03/2016); Various photographs (March 2016 - AC Units in Situ Following Fire.jpg; March 2016 - Internal Photo Following Fire.jpg; March 2016 - Internal Photo Following Fire (2).jpg; March 2016 - Internal Photo of Piping Serving AC Units.jpg; Camden New Journal - Photo Following Fire with AC Unit to the Side Elevation.jpg).

The Council has considered your application and decided to **refuse** a certificate of lawfulness for the following reason:

Reason(s) for Refusal

- 1 The evidence provided is not sufficiently precise and unambiguous to demonstrate, on the balance of probability, that the 3 x air conditioning units located at the side of the property have been present at the site for a continuous

period of 4 years or more prior to the date that an enforcement notice (EN19/0638) was served on the 22/09/2020, as required under the Act. Additionally, the Council has evidence which contradicts and undermines the applicant's version of events.

Informative(s):

1 ENFORCEMENT ACTION TO BE TAKEN

The Director of Culture and Environment will instruct the Borough Solicitor to issue an Enforcement Notice alleging a breach of planning control.

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:

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

Yours faithfully

A handwritten signature in black ink, appearing to read 'DPope', is written over a faint, light-colored rectangular stamp or watermark.

Daniel Pope
Chief Planning Officer