

**ROYAL BOROUGH OF  
KENSINGTON AND  
CHELSEA**

**DOCUMENT TYPE**

**APPLICATIONS  
LATE UPDATE**

TP/87/01874

# Public Inquiry

8a AUBREY ROAD, W.8

TP/87/187A

20 MARCH 1990



*The Royal Borough of Kensington and Chelsea*  
Directorate of Planning and Transportation

PART 2

INDEX:

1. COUNCIL'S LETTER NOTIFYING LOCAL RESIDENTS OF INQUIRY.
2. LIST OF PERSONS TO WHOM (1) WAS SENT.
3. COPIES OF REPLIES.

THE ROYAL BOROUGH OF KENSINGTON AND CHELSEA



MISS C. M. DENT, BSc, M Phil, FRICS, FRTPI  
Director of Planning and Transportation

M. J. FRENCH, ARICS, Dip. T. P.,  
Deputy Director of Planning and Transportation

Department 705,  
The Town Hall,  
Hornton Street,  
London,  
W8 7NX

Telephone: (01) 937 5464

Extension: 2186

Facsimile: 01 - 938 1445

20 February 1990

My reference:

Your reference:

Please ask for:

Appeal/TP/87/1874/AP  
DOE.ref.: APP/K5600/C/89/58 & 59

C. Morris

Dear Sir or Madam,

Town and Country Planning Act 1971  
8a Aubrey Road, W.8.

A planning appeal has been made in respect of the above premises. This appeal arises from the decision of the Council to issue an enforcement notice requiring (i) the removal of the unauthorised roof terrace and railings, balconies and railings, windows at the front and rear second floor elevation, glazing bars to the round windows in the mansard roof rear elevation and the external staircase at the rear and (ii) the reinstatement of the property to its condition and appearance immediately prior to the unauthorised works.

The appeal will be heard at a local inquiry and the hearing will take place at the TOWN HALL, HORNTON STREET, W.8. at 10.00 am. on the 20th MARCH 1990.

This Notice is given to you as the owner/occupier of property in proximity to the appeal premises so that you may, if you wish, state your case to the Inspector or through an accredited representative. You may also make your views known in writing and the address to write to is : Department of the Environment, Room TX 104, Tollgate House, Houlton Street, Bristol, BS2 9DJ, but if you so do it will be assumed that you are willing for a copy thereof to be supplied to any other interested party including the Inspector at the inquiry.

continued.....

-2-

You are requested to note that a copy of the Inspector's report will only be forwarded to those objectors who request it.

Dated 20th February 1990

C. M. DENT

Director of Planning & Transportation

8a Aubrey Road, W.8.

List of Persons Notified of Appeal:

The owner/occupier:

Flat 1, 8a Aubrey Road

4,5,6,7,8,8b,9,10,1,12 Aubrey Road

46,47,48,49,50,51 ,52 Campden Hill Square

21,23,25,27,29 Holland Park Avenue

Gordon Dodds & Co,  
80 Brook Street, W1Y 2DD (ref:66/50/TMD)

Ewan Macleod M.A. ARIBA,  
86 Lyndhurst Way,  
SE15 5AQ

The Secretary,  
Kensington Society,  
18 Kensington Square,  
W.8.

Mr. Adrian Whitelodge,  
6 Aubrey Road.

Mr. & Mrs. A. Barrow,  
47 Campden Hill Square

Henry Harwood,  
51 Campden Hill Square

K.C. Meller,  
50 Campden Hill Square.

Harvey Curtis,  
21 Holland Park Avenue.

John Riddell,  
49 campden Hill Square

Mr. G. Knight  
7 Aubrey Road.

Mrs. S. Boothby  
23 Holland Park Avenue.

R & M Jovanovic,  
29 Holland Park Avenue.

A.E. Barrett,  
Flat 4,  
27 Holland Park Avenue.

J & M. Moffat,  
Flat 2,  
27 Holland Park Avenue.

H. Waddell,  
Flat 1,  
27 Holland Park Avenue.

C and Hon J. Bromage,  
25 Holland Park Avenue.

P. Mayett,  
23 Holland Park Avenue.

A & R. Vohrah,  
Flat 3,  
21 Holland Park Avenue.

Gordon S. Elsbury,  
Flat 2,  
21 Holland Park Avenue.

R.A. Asquith-Christie,  
Flat 2,  
21 Holland Park Avenue.

M.D. Godder,  
53 Campden Hill Square.

T.A. Croisdale,  
53 Campden Hill Square.

H. and Lady A. Pinter,  
52 Campden Hill Square.

D. and O. Fraser,  
52 Campden Hill Square.

S. O'Keefe,  
51, Campden Hill Square.

H.M. & H.N. Harrod,  
51 Campden Hill Square.

K. and S. Meller,  
50 Campden Hill Square.

Lord and Lady Riddell,  
49, Campden Hill Square.

H. Moore,  
49 Campden Hill Square.

N. & C. Garthwaite,  
46, Campden Hill Square.

A. & E. Barrow,  
47 Campden Hill Square.

N. & P. Whitcomb,  
48 Campden Hill Square.

Sarah C. Butt,  
4 Aubrey Road.

Lord 7 Lady Ormrod,  
4 Aubrey Road.

C.J. Carras,  
5 Aubrey Road.

Oswald F. Waller,  
9a Aubrey Road.

N.H. Pallitzer,  
11, Aubrey Road.



48, Campden Hill Square,  
London W8 7JR

Miss C.M. Dent,  
Director of Planning and Transportation,  
The Royal Borough of Kensington and Chelsea,  
Department 705,  
The Town Hall,  
Hornton Street. London W8.

RECEIVED BY D. P. T.				
On 13 MAR 1990 120				
CC	CC	CC	CC	CC
10th. March 1990			ENV.	ENV. PLAN
CDPT	C	TRANS.	ENV. CONTROL	AO ACK

*Car/KCA*

Dear Madam,

your reference: Appeal/TP/87/1874/AP  
DOE reference: APP/K5600/C/89/58 & 59

*etc*

I attach a copy of a letter that I have sent to the Department of the Environment concerning the above matter.

I shall be obliged if a copy of the Inspector's report is sent to me.

Yours faithfully,

*N.B. Whitcomb*

N.B. WHITCOMB

48, Campden Hill Square,  
London W8 7JR

Department of the Environment,  
Room TX 104,  
Tollgate House,  
Houlton Street,  
BRISTOL BS2 9DJ

10th. March, 1990

Dear Sir or Madam,

DOE reference: APP/K5600/C/89/58 & 59  
Town and Country Planning Act 1971  
8a Aubrey Road, London W8

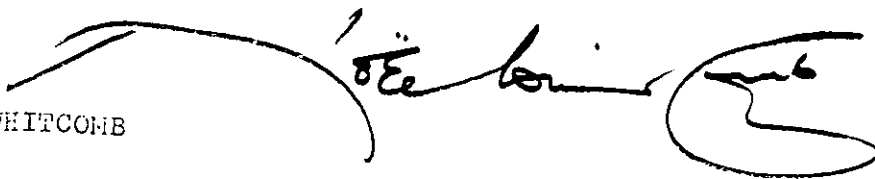
As one of a number of local residents who have objected to this unauthorised work from the earliest days when it became clear that the Council's authority in this matter was being deliberately flouted, I support the Council in its rightful procedure to ensure the reinstatement of the property to its condition and appearance immediately prior to the unauthorised works.

In their Grounds for appeal against the decision of the Council to issue an enforcement notice, the appellants state in their Ground A (1.) that many adjoining properties have features similar to the balconies, terraces and spiral staircase that they erected in contravention of the planning authority's requirements: this is simply untrue - a lie - as anyone who takes the trouble to look at the rear of the houses in Aubrey Road can see.

In their Ground A (2.) the appellants declare that the elevations are sympathetic to the character of the area: this also is only too evidently inaccurate, as even the most impartial observer can see, because although the architectural design used on the upper part of the property in question might be considered sympathetic to the character of a popular seaside resort, they are obviously out of keeping with the period nature of this neighbourhood of the Royal Borough - indeed they constitute an outrageous environmental blemish.

Having regard to the history of this matter, and having examined the Council's correspondence files on the subject, it is my opinion that if this appeal were to succeed it would drive a coach and horses through the legally constituted regulatory authority of the Royal Borough's planning department. It would establish a precedent that could open the floodgates of anarchy in local planning affairs, because any householder would subsequently feel reasonably safe in doing whatever building alterations suited him provided he had the financial resources to fight his case with professional assistance.

Yours faithfully,



N.B. WHITCOMB

P.S. Please send me a copy of the Inspector's report.

Campden Hill

49 CAMPDEN HILL SQUARE

LONDON W8 7LE

RECEIVED BY D.P.T.

TEL: 01-727 0342

27 FEB 1990

AP.  
copy D.E.  
7/3/90

DC N	DC S	DC S	CC E	CC
DoE Ref		APP	ET	ENV. PLAN
DDPT	LG	TR/S.	89/58	59

24 Feb

*[Handwritten signature]*

Dear Miss Durr

I write as owner of the house opposite, but one up from, the rear elevation of 8a Aubrey Rd. I very strongly endorse the Council's enforcement notice requiring the removal of the unauthorised, & monstrous, features of that elevation which are

Wholly out of keeping with the  
appearance of the rest of the area.  
Failure to surface would surely  
make a mockery of planning  
permission in the Royal Borough.

Yrs

John Russell

Unfortunately I am out of the  
country on 20 March; I hope  
Mr Henry Harrod, Chairman of the  
Campan Hill & Garden Ctee will be  
my representative.

51 Campden Hill Square,  
London W8 7JR.

13th March 1990.

Your Ref: APP/K5600/C/89/58 & 59

The Department of the Environment,  
Room TX 104,  
Tollgate House,  
Houlton Street,  
Bristol,  
BS2 9DJ.

Dear Sir,

**8A Aubrey Road, London W.8.**  
**Town and Country Planning Act 1971**  
**Appeal/TP/87/1874/AT**

I am writing as the owner of 51 Campden Hill Square and on behalf of the other members of my family who live in the house to express our strongest support for the enforcement notice against which this appeal is being made. I enclose a copy of the letter which I wrote to the Council on 7th January 1987 which sets out the background.

Since that letter was written Mr. Gerlach has obtained planning permission for an acceptable redevelopment of 8A Aubrey Road, but he has failed to implement it. Meanwhile, we have had to suffer the hideous and intrusive presence of his unauthorised development looming over our small garden and destroying our privacy. The position has not got any better over the intervening three years. On the contrary, our determination to have the eyesore removed has been reinforced.

I should like the opportunity of addressing the Inspector at his Inquiry. In doing so I shall try to represent the views of my three neighbours who will not be able to be there, Mr. Waller in 9A Aubrey Road, Mr. Meller in 50 Campden Hill Square and Sir John Riddell in 49 Campden

.... / ....

The Department of the Environment.

13th March 1990.

Hill Square. They have all written letters supporting the Council in its efforts to enforce the law, which no doubt the Inspector will see.

Yours faithfully,

Henry Harrod.

Copy to the Director of Planning and Transportation,  
Department 705,  
The Town Hall,  
Hornton Street,  
London W8 7NX.

46 Campden Hill Square  
London W8 7JR

Appeal/TP/87/1874/AP  
DOE Ref: APP/K5600/C/89/58 & 59

Department of the Environment  
Room TX 104  
Tollgate House  
Houlton Street  
BRISTOL BS2 9DJ

*Copy HR*

*T/C*

RECEIVED BY D. P. T.				
On March 19 MAR 1990 90				
DC: N	DC: S	DC: S	DC: E	DC: O
ARS	DC: S	DC: S	DC: E	DC: O
DDPT	DC: S	DC: S	DC: E	DC: O

Dear Sir

Town and Country Planning Act 1971  
Case A1989/0018

I wish to support the decision of the Council in relation to the enforcement notice for the above property.

The alterations which have been carried out are not consistent with the period nature of the property, or with the street as a whole. This is a conservation area, and the works that have been done are not in keeping with the area.

The works are also in breach of the planning permission granted and it must be a matter of public policy that permission should be complied with.

Yours faithfully

*Caroline Garthwaite*

Caroline Garthwaite

cc: Planning Officer, Kensington & Chelsea Town Hall

*Please pass this letter to the Inspector for the Planning Appeal on 20 March 1990*