

**THE ROYAL BOROUGH OF KENSINGTON AND CHELSEA**



**DIRECTORATE OF PLANNING SERVICES**

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**LONDON GOVERNMENT ACT 1963**

**LONDON BUILDING ACTS (AMENDMENT) ACT 1939 part ii**

**NAMING/NUMBERING OF BUILDINGS**

The Council in pursuance of the provisions of section ii of the London Building Acts (Amendment) Act 1939 **HEREBY ORDERS THAT**, for the purpose of distinguishing them, the buildings known as

30A Cresswell Place

in the Royal Borough of Kensington and Chelsea shall be known and described as:

31 Cresswell Place

and that any existing names/numbers which differ therefrom shall be abolished.

This Order shall take effect from and including the **FIRST DAY** of **MARCH 1996**.

Dated this 2nd day of January 1996.

A handwritten signature in black ink, appearing to read 'M. J. [unclear]', is written over the printed name of the Executive Director.

Executive Director of Planning and Conservation  
(Authorised by the Council to sign this document)

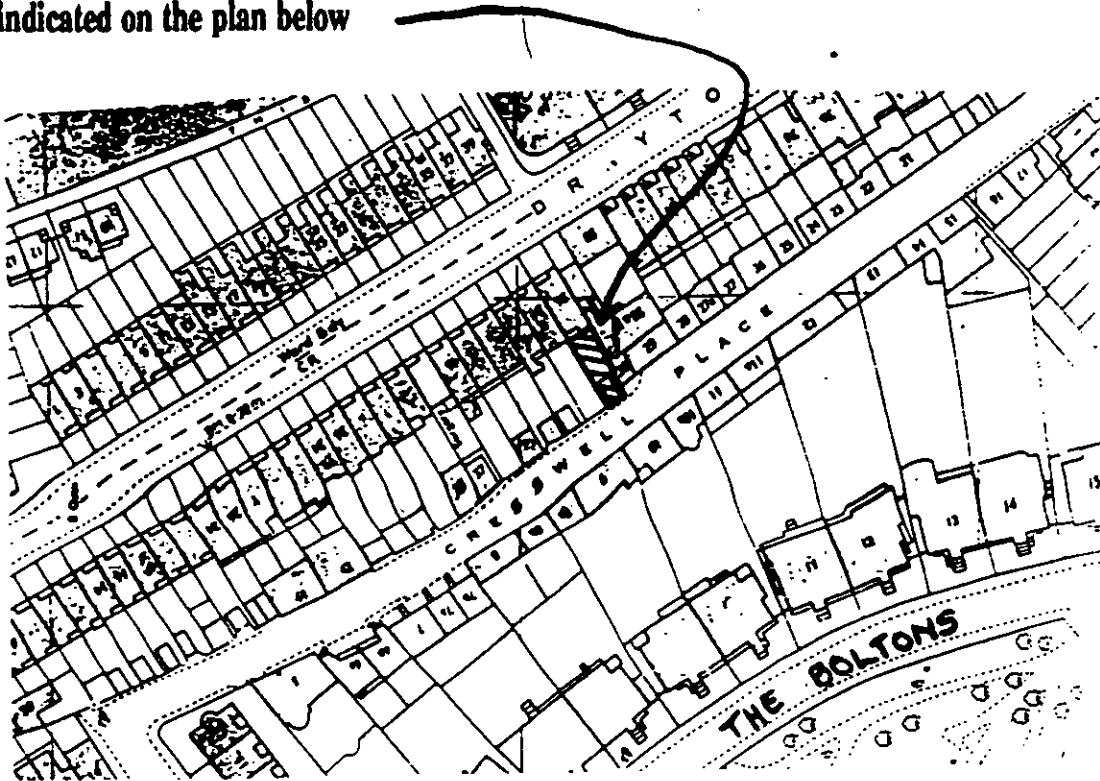
Applicants Copy  
File copy  
Register copy

THE ROYAL BOROUGH OF KENSINGTON AND CHELSEA



DIRECTORATE OF PLANNING SERVICES

*I hereby certify that in pursuance of the provisions of*  
**the LONDON BUILDING ACTS (AMENDMENT) ACT 1939 part ii**  
**The ROYAL BOROUGH OF KENSINGTON & CHELSEA**  
**ON THE 2ND DAY OF JANUARY 1996**  
**Made an order assigning the number 31, Cresswell Place to the BUILDINGS**  
**indicated on the plan below**



*[Handwritten Signature]*  
.....  
Executive Director of Planning and Conservation

Date...2nd January, 1996.....

Application number ...817.....

S.N. file ..268.....

O.S. sheet TQ..2678SW.....

MEMORANDUM

To: ~~Executive Director~~  
~~Planning and Conservation~~  
Local Land Charges

From: Director of Legal Services

Our Ref: Philip Waterson  
Room No: 313

Your Ref: Pat Abdelrahman  
Martyn Coy  
~~Lloydon McBarnette~~  
John Stevens

Ext: 2146

Date: 23 October 1996

**Section 187A Town and Country Planning Act 1990 (as amended)**  
**Breach of Condition Notice - 31 Cresswell Place, London SW10**

I write further to my memos of 21st and 22nd August 1996, regarding the Breach of Condition Notice issued on 21st August 1996.

Would you please note that the notice, concerning a roof terrace, railings and a doorway at first floor level at the above property, has now been withdrawn.



Philip Waterson  
for Director of Legal Services

RECEIVED BY PLANNING SERVICES				
N	C	S	E	Ack
66 24 OCT 1996				
Exec Dir		Records	ARB	Con Des
Appeals	10	Fees Officer	Forward Plan	Head DC

MEMORANDUM

To: Executive Director,  
Planning and Conservation  
Local Land Charges

From: Director of Legal Services

Our Ref: PW  
Room No: 313

Your Ref: Pat Abdelrahman  
Martyn Coy  
Lloydon McBarnette  
John Stevens

Ext: 2146

Date: 22 August 1996

**Section 187A Town and Country Planning Act 1990 (as amended)**  
**Breach of Condition Notice - 31 Cresswell Place, London SW10**

Further to my memo of 21 August 1996, please note that the notice served, relating to the above property, was a Breach of Condition Notice and not an enforcement notice as stated.

The relevant section of the Town and Country Planning Act, 1990 is as above. Apologies for the error and could you please amend your records accordingly.

*P Waterson*

Philip Waterson  
For Director of Legal Services

RECEIVED BY PLANNING SERVICES				
DC N	DC C	DC S	E	Ac Ack
23 AUG 1996				
Exec Dir		Records	ARB	Con Des
Appeals Office	IO	Fees Officer	Forward Plan	Head DC

**MEMORANDUM**

To: **Executive Director,  
Planning and Conservation  
Local Land Charges**

From: Director of Legal Services

Our Ref: PW  
Room No: 313

RECEIVED BY PLANNING SERVICES				
DC N	DC C	DC S	E	Ao Ack
27 AUG 1996				N

Your Ref: Pat Abdelrahman  
Martyn Coy  
**Lloydon McBarnette**  
John Stevens

Ext: 2146

Exec Dir	Records	ARB	Gen. Des
Appeals Office	IO	Fees Office	Forward Plan
			Head DC

Date: 21 August 1996

**Section 172 Town and Country Planning Act 1990 (as amended)**  
**Enforcement Notice - 31 Cresswell Place, London SW10**

With reference to the above, I write to advise you that the Enforcement Notice has been issued and copies served on all interested parties.

I set down below details of the Enforcement Notice for insertion in the Enforcement Register:-

- (a) Address of Property 31 Cresswell Place, London SW10
- (b) Issuing Authority Royal Borough K&C
- (c) Date of Issue 21 August 1996
- (d) Service of Copies:

<u>Name</u>	<u>Address</u>	<u>Date of Service</u>
Mr David Tait	31 Cresswell Place London SW10	21 August 1996

(e) Summary of alleged breach and requirements: The relevant planning permission to which this notice relates is the permission granted by the Council on 2nd April 1986 for the erection of three 3 storey house on the Cresswell Place frontage and one 2-storey house on the Drayton Gardens frontage under reference number TP/86/0040, a copy of which is enclosed. The following condition has not been complied with:- Condition 4. "No further additions, extensions or enlargements shall, at any future time, be erected or constructed to any part of the premises without the prior permission of the Council". Cease the use of the rear first floor roof terrace. Remove the railings surrounding the rear first floor roof terrace. Remove the doorway providing access to the rear first floor roof terrace and reinstate the original window.

- (f) Date on which Notice takes effect: Immediately upon service.
- (g) Time for Compliance: 3 calendar months from Notice taking effect.

I attach hereto a copy of the Enforcement Notice for your file.



Philip Waterson  
For Director of Legal Services

**IMPORTANT: THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990**  
**(As amended by the Planning and Compensation Act 1991)**

**BREACH OF CONDITION NOTICE**

Issued by: The Royal Borough of Kensington and Chelsea ("The Council")

1. **This is a formal notice** which is issued by the Council, under Section 187A of the above Act, because they consider that a condition imposed on a grant of planning permission, relating to the land described below, has not been complied with. They consider that you should be required to secure compliance with the condition specified in this notice.

2. **The land affected by the notice**

31 Cresswell Place, London SW10, shown edged in red on the attached plan.

3. **The relevant planning permission**

The relevant planning permission to which this notice relates is the permission granted by the Council on 2nd April 1986 for the erection of three 3 storey house on the Cresswell Place frontage and one 2-storey house on the Drayton Gardens frontage under reference number TP/86/0040, a copy of which is enclosed.

4. **The breach of condition**

The following condition has not been complied with:-

Condition 4. "No further additions, extensions or enlargements shall, at any future time, be erected or constructed to any part of the premises without the prior permission of the Council".

5. **What you are required to do**

As the person responsible for the breach of the condition specified in paragraph 4 of this notice, you are required to secure compliance/comply with the stated condition by

- (1) Ceasing the use of the rear first floor roof terrace.
- (2) Removing the railings surrounding the rear first floor roof terrace.
- (3) Removing the doorway providing access to the rear first floor roof terrace and reinstating the original window.

Time for compliance: Three calendar months beginning with the day on which this notice is served on you.

6. **When this notice takes effect**

This notice takes effect **immediately** it is served on you or you receive it by postal delivery.

Dated: 21st August 1996

Signed: .....

*AG Phillips*

Director of Legal Services  
(The Officer appointed for the purpose)  
On behalf of the Royal Borough of Kensington and  
Chelsea, Town Hall, Hornton Street, London, W8 7NX.

**WARNING:**

**THERE IS NO RIGHT OF APPEAL AGAINST THIS NOTICE.**

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is £1000. If you are in any doubt about what this notice requires you to do, you should get in touch **immediately** with Mr Martyn Coy in the Council's Planning Department on 0171 361 2186.

If you need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review. A lawyer will advise you on what this procedure involves.

**DO NOT LEAVE YOUR RESPONSE TO THE LAST MINUTE**

