

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: 4 April 1996

Section 187A Town and Country Planning Act 1990 (as amended)
Breach of Condition Notice - 8 Seymour Walk, London SW10

Please note that the Breach of Condition Notice issued on 29th March 1996 was withdrawn on 4th April 1996 as instructed by the Planning Department. I attach a copy of the Notice of Withdrawal. Would you please amend your records accordingly.



Philip Waterson
for Director of Legal Services

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

LEGAL SERVICES

THE TOWN HALL, HORNTON STREET, LONDON W8 7NX

DIRECTOR OF LEGAL SERVICES

A.G.PHILLIPS LLB, SOLICITOR

Mr Peter Humm
PRC Fewster
32 Victoria Road
SURBITON Surrey
KT6 4JT

TELEPHONE 0171-361-2146

FACSIMILE 0171-361-3488

DX 84015 Kensington High Street 2

4 April 1996

**THE ROYAL
BOROUGH OF**



**KENSINGTON
AND CHELSEA**

My reference:

Your reference:

Please ask for:

PW

Philip Waterson

Dear Sir,

Section 187A Town and Country Planning Act 1990
Breach of Condition Notice
Land and buildings at 8 Seymour Walk, London SW10

Further to your telephone call to the Council regarding the above note, please note that the Breach of Condition Notice regarding the garage at 8 Seymour Walk, London SW10 and issued on 29th March 1996 is **HEREBY WITHDRAWN**.

I apologise for any inconvenience caused.

Yours faithfully

Philip Waterson
for Director of Legal Services

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Date: 29 March 1996

Section 187A Town and Country Planning Act 1990 (as amended)
Breach of Condition Notice - 8 Seymour Walk, London SW10

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

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

(a)	Address of Property	8 Seymour Walk, London SW10
(b)	Issuing Authority	The Royal Borough K&C
(c)	Date of Issue	29 March 1996
(d)	Service of Copies	

<u>Name</u>	<u>Address</u>	<u>Date of Service</u>
Mr Peter Humm PRC Fewster	32 Victoria Road SURBITON Surrey KT6 4JT	29 March 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 13th January 1995 for the erection of an additional storey at second floor level and the formation of an integral garage, under reference number TP/94/2220. The following condition has not been complied with:-

Condition 4. The garage shall have a minimum depth of 4.9 metres. Return part of the ground floor to a garage as specified by Condition 4 of the planning permission dated 13th January 1995.

- (f) Date on which Notice takes effect: immediately
- (g) Time for Compliance: Three calendar months from Notice taking effect.

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

I will also serve the owner as soon as I have ascertained who it is.

Philip Waterson
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**

The land at 8 Seymour Walk, 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 13th January 1995 for the erection of an additional storey at second floor level and the formation of an integral garage, under reference number TP/94/2220.

4. **The breach of condition**

The following condition has not been complied with:-

Condition 4. The garage shall have a minimum depth of 4.9 metres.

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

returning part of the ground floor to a garage as specified by Condition 4 of the planning permission dated 13th January 1995.

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: 29th March 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