

Planning and Place

Kensington Town Hall, Hornton Street, LONDON, W8 7NX

Director of Planning and Place

Amanda Reid



THE ROYAL BOROUGH OF
**KENSINGTON
AND CHELSEA**

Studio Charrette
c/o Bern Toomey
51 Elizabeth
House
Enterprize Way
Deptford
SE8 3PY

Date: 07/10/2022

My Ref:

Dear Sir/Madam,

TOWN AND COUNTRY PLANNING ACT, 1990 AS AMENDED - SECTION 192

I am writing in connection with your application dated 28/07/2022, completed 29/07/2022, for a certificate of Lawful Proposed Use or Development in respect of the above-mentioned premises.

Your application has now been considered and I am pleased to enclose the Certificate for your attention.

Yours sincerely,

Amanda Reid

Director of Planning and Place

TOWN AND COUNTRY PLANNING ACT, 1990 : SECTION 192

**(AS AMENDED BY SECTION 10 OF THE PLANNING AND COMPENSATION ACT
1991)**

**TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988:
ARTICLE 26A**

CERTIFICATE OF LAWFUL PROPOSED USE OR DEVELOPMENT (DC3)

The Royal Borough of Kensington and Chelsea Council hereby certify that on the 28/07/2022 the use/operations/matter described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged black on the plan attached to this

certificate, was lawful within the meaning of Section 192 of the Town and Country Planning Act, 1990 as amended for the following reason:

The proposed windows, subject to the caveat in Informative 1, would not have a material effect upon the appearance of the building and, therefore, would not amount to development requiring planning permission according to the terms of s.55 of the Town and Country Planning Act 1990 (as amended).

Signed: Amanda Reid

Date: 07/10/2022

On behalf of the Royal Borough of Kensington and Chelsea Council

Notes:

1. This certificate is issued solely for the purposes of Section 192 of the Town and Country Planning Act, 1990 as amended.
2. It certifies that the use/operation/matter specified in the First Schedule taking place on the land described in the Second Schedule would have been lawful on the specified date and thus was not liable to enforcement action under Section 172 of the 1990 Act on that date.
3. This certificate applies only to the extent of the use/operations/matter described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use/operations/matter which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.
4. The effect of the certificate is also qualified by the proviso in Section 192 (4) of the 1990 Act as amended which states that the lawfulness of the described use or operation is only conclusively presumed where there has been no material change before the use is instituted or the operations begun, in any of the matters relevant to determining such lawfulness.

FIRST SCHEDULE

Replacement windows like for like (Certificate of Lawful Proposed Use/Development)

as shown on submitted drawing No(s): /CL/22/04748

Applicant's drawing No(s): EXISTING AND PROPOSED ELEVATIONS 1

EXISTING AND PROPOSED ELEVATIONS 2

EXISTING AND PROPOSED ELEVATIONS 3

EXISTING AND PROPOSED ROOF PLANS

EXISTING BLOCK PLAN

PROPOSED BLOCK PLAN

LOCATION PLAN

SECOND SCHEDULE

INFORMATIVE(S)

1. The drawings submitted for the purposes of this certificate do not specify materials or colour, but it has been assumed for the purposes of the certificate that there is no change to material or colour, and that the proposed windows would be constructed in white painted timber. A change from timber to another material might well result in a material effect upon the appearance of the building.

