

London Borough of Sutton

Planning (Development Management)
 Civic Offices
 St. Nicholas Way
 Sutton SM1 1EA

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Application for Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation Areas Act) 1990 (as amended)

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number

Suffix

Property Name

Address Line 1

Address Line 2

Address Line 3

Town/city

Postcode

Description of site location must be completed if postcode is not known:

Easting (x)

Northing (y)

Description

Applicant Details

Name/Company

Title

First name

Surname

Company Name

Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

Are you an agent acting on behalf of the applicant?

Yes

No

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

***** REDACTED *****

Agent Details

Name/Company

Title

Mr

First name

William

Surname

Latimer

Company Name

Latimer Architecture

Address

Address line 1

8 Rutherwick Rise

Address line 2

Address line 3

Town/City

Coulsdon

County

Country

United Kingdom

Postcode

CR52RD

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

***** REDACTED *****

Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Erection of a part one part two story side and rear extension

Reference number

DM2021/00268

Date of decision (date must be pre-application submission)

07/04/2021

Please state the condition number(s) to which this application relates

Condition number(s)

4) The dormer window(s) in the northeastern elevation(s) of the development hereby approved shall be glazed with obscure glass and fixed shut to a height of 1.7 metres above the finished floor level of the room in which the window is installed in a manner that they cannot be opened and retained thereafter.

Has the development already started?

Yes

No

If Yes, please state when the development was started (date must be pre-application submission)

01/09/2022

Has the development been completed?

Yes

No

If Yes, please state when the development was completed (date must be pre-application submission)

10/08/2023

Condition(s) - Variation/Removal

Please state why you wish the condition(s) to be removed or changed

The condition requires the window on the north eastern elevation to be fixed shut up to a height of 1.7m. This does not allow for adequate secondary escape in emergency and also presents an issue with safe maintenance of the window ie: cleaning. We have ensured obscure glass is used and restricted the opening of the window to ensure privacy is maintained by both the applicant and the adjoining owners. It must be noted that the window does not overlook a garden but a gable wall of a garage building (non habitable). The window does not present any overlooking issues.

It must also be noted that the window serves a bathroom and if the opening of the window did indeed present a privacy issue, it would have more affect on the applicant than anyone else.

If you wish the existing condition to be changed, please state how you wish the condition to be varied

Omit the part of the condition that states:

"and fixed shut to a height of 1.7 metres above the finished floor level of the room in which the window is installed in a manner that they cannot be opened and retained thereafter."

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- Yes
 No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- The agent
 The applicant
 Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- Yes
 No

Ownership Certificates and Agricultural Land Declaration

Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

- Yes
 No

Is any of the land to which the application relates part of an Agricultural Holding?

- Yes
 No

Certificate Of Ownership - Certificate A

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/ the applicant was the owner* of any part of the land or building to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding**

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural holding" has the meaning given by reference to the definition of "agricultural tenant" in section 65(8) of the Act.

NOTE: You should sign Certificate B, C or D, as appropriate, if you are the sole owner of the land or building to which the application relates but the land is, or is part of, an agricultural holding.

Person Role

- The Applicant
 The Agent

Title

Mr

First Name

William

Surname

Latimer

Declaration Date

30/10/2023

Declaration made

Declaration

I/We hereby apply for Removal/Variation of a condition as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.

I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

I/We also accept that, in accordance with the Planning Portal's terms and conditions:

- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

I / We agree to the outlined declaration

Signed

William Latimer

Date

30/10/2023