

COSTS DECISIONS 2012

| FILE | ADDRESS | DESCRIPTION | DECISION | PERMISSION RECOMMENDED BY OFFICER [Yes/No] | Cost Claim | Summary |
|-------------------|---|---|-------------------------------------|--|--|---|
| 11/00781 | Hearing 24-25 Scotts Road, Bromley | Demolition of existing buildings at 24,24a & 25 Scotts Road, Bromley and erection of 3 blocks of 1,2 & 3 bedroom apartments – totaling 47 units with 38 parking spaces, cycle storage and refuse recycling. | Refusal of award of costs 4.1.12 | No | n/a | n/a |
| 10/00309 | Written Reps 1 Edward Road, Bromley | Enforcement notice issued for the material change of use of the land from a self contained dwelling (Class C3) to use as a residential institution (Class C2) | Refusal of award of costs 2.2.12 | n/a | n/a | n/a |
| 11/03110 | Written Reps Moot Point Farm, North Pole Lane, Keston | Agricultural ban | Appeal withdrawn | NO | NFA | NFA |
| 10/00651 | Written Reps 125 Lovibonds Avenue, Orpington | building of a garage which is not in accordance with the plans permitted | Award of costs granted 21.9.12 | n/a | £1,341.25 Paid 12.10.12 | Investigations by planning inadequate |
| 11/01648/ PLUD | Written Reps Stephen James, Bickley Road | Use of building for minor vehicle repairs and valeting | Refusal of award of costs 12.6.12 | No | n/a | n/a |
| 11/02100 | Hearing R/o 88-90 High Street, Beckenham | Against non determination for 3 four storey blocks comprising 9 one bedroom, 32 two bedroom and 3 three bedroom flats, with 41 car parking spaces, bicycle parking, landscaping and access. | Partial award of costs 26.7.12 | Non determination | Estimate £41,000 [with cost advocate] | |
| 11/03688 | Hearing 31-37 Church Road, Biggin Hill | Demolition of No. 31 Church Road and the erection of 4 detached bungalows served by a new access road | Award of costs granted 22.8.12 | No | £2,405.44 Paid 7.9.12 | Council gave insufficient weight to the materiality of the earlier appeal decision and udp |
| 11/03600 | Written Reps 2-4 Raleigh Road, Penge | Three storey side extension to accommodate new entrance lobby and staircase, elevational alterations and conversion of first and second floor from snooker club to form 6 two bedroom flats together with amenity space, communal roof terrace and pergola. | Award of costs granted 14.11.12 | No | £4,227.31 Paid 8/4/13 VAT inc. as architect is a private individual therefore cannot reclaim VAT | Councils case was vague, generalized and inaccurate and unsupported by any objective analysis. |

| | | | | | | |
|-----------------|--|--|--|------------------------------|---|---|
| 11/00333 ENF | Hearing 8 Hayes Wood Avenue, Hayes | Against an enforcement issued for the unauthorised loft conversion | Partial award of costs granted 24.10.12 | N/A | | Withdrawn enforcement notice – Council fail to take sufficient care before issuing the notice. |
| 11/03403 | Written Reps 38 Hawthorne Road, Bromley | Detached two storey 6 bedroom dwelling including accommodation in the roof with attached double garage and access road on land at rear of No. 38 Hawthorne Road. | Award of costs granted 30.8.12 | Yes | £8,115.61 Paid 12.11.12 | Contradicting advice of officers and failing to take account of previous appeals without clear evidence or justification for an alternative approach |
| 11/00287 | Hearing Land adj Downe Road, Keston | Change of use of agricultural land to cemetery, single storey reception building, 70 car parking spaces, access drive and formation of vehicular access to Downe Road | Award of costs refused 21.11.12 | No | Na | na |
| 12/00833 | Written Reps 1 Edward Road, Bromley | Use as house in multiple occupation for 6 unrelated persons CLUED | Award of costs refused 17.4.13 | NO | Na | na |
| 09/01963 | Hearing 96 Oaklands Lane, Biggin Hill | Excavation works and landscaping | Award of costs granted 17.10.12 | NO | £17,750.00 [plus cost advocate fee £849.91] Paid 15.5.13 | Council's reason not relevant no evidence to contrary. |
| 12/00399 | Written Reps Land se of Holwood Farm Cottage, New Road Hill, Downe | Single storey building to provide two stables and a tack room for recreational purposes with change of use of adjoining land to equestrian | Award of costs granted 14.1.13 | YES | £780.00 Paid 14.2.13 | Council failed to substantiate its reason for refusal and the reasons for taking a decision contrary to the advice of their professional officers. |
| 12/00357 | Hearing 8 Hayes Wood Avenue, Hayes | Certificate of Lawful use or development for construction of a box dormer enlarging the original roof | Award of costs refused 21.11.12 | Non determination | Na | Na |
| 12/00357 | Hearing 8 Hayes Wood Avenue, Hayes | Certificate of Lawful use or development for construction of a box dormer enlarging the original roof | Award if costs against appellant – allowed 21.11.12 | Non determination | | Council incurred unnecessary expenses in resisting an appeal which stood no reasonable chance of success due to a gap of crucial evidence |

| | | | | | | |
|-----------------|---|--|---|------------|--|---|
| 12/01147 | Written Reps 68 Leaves Green Road, Keston | Pole mounted free-standing non-illuminated sign RETROSPECTIVE APPLICATION | Award of costs granted 31.1.13 | YES | £1,300.00 Paid 25.3.13 | LBB failed to produce evidence to support decision. Members failed to show reasonable planning grounds for taking a contrary decision to officers recommendation |
| 12/00663 | Written Reps Land at 258 and r/o 254-260 Southlands Road, Bromley | Demolition of No.258 and erection of 2 dwellings at 258 and land to rear of 254, 256 & 260 | Award of costs granted 8.1.13 | Yes | £7,272.50 Paid 8.4.13 +£700.49 paid to Cost Advocate for services | No supporting evidence, analysis |