

28 August 2020  
Our ref: 6504200

Thank you for your request received on 11 August 2020, for the following information:

**I therefore require you provide the following information to me, within the next twenty (20) working days, pursuant to the Freedom of Information Act 2000 and / or Barnet Council's administrative law obligations to provide reasons in relation to planning enforcement matters concerning 16 and 18 Brampton Grove (the "Property"):**

- 1. Confirmation of whether or not Barnet Council has contacted the freeholder of the Property in relation to this matter;**
- 2. Confirmation of whether or not Barnet Council has contacted other affected properties in the immediate vicinity;**
- 3. Confirmation of whether or not Barnet Council has taken a decision on whether to open an investigation in relation to this matter;**
- 4. If the answer to (3) is positive, what that decision is and why you have failed to communicate it to me;**
- 5. If the answer to (3) is negative, why Barnet Council has not taken a decision (including a formal statement of the reasons);**
- 6. The name(s) of any Barnet Council employees and / or councillors who have been personally involved in any of the above decisions or decisions not to make a decision; and**
- 7. Confirmation of whether any such persons have declared any personal, business or political interests in relation to this matter.**

We have processed this request under the Environmental Information Regulations 2004.

## **Response**

The council holds the information requested and the answers to your questions are below

- 1. Confirmation of whether or not Barnet Council has contacted the freeholder of the Property in relation to this matter;***

The property owner has been contacted but no response has been forthcoming.

***2. Confirmation of whether or not Barnet Council has contacted other affected properties in the immediate vicinity;***

We have not contacted any other properties in the immediate vicinity. It would not be usual practice to contact other properties / residents should they have not contacted us about the matter beforehand.

***3. Confirmation of whether or not Barnet Council has taken a decision on whether to open an investigation in relation to this matter;***

The Council are investigating two matters raised by complainant(s). The first in relation to an outdoor sports pitch with associated netting and lighting and the second relating to the use of a flat roof as a balcony.

***4. If the answer to (3) is positive, what that decision is and why you have failed to communicate this to the complainant(s);***

In respect of both matters raised, the decision of the council is to pursue formal enforcement action by way of an enforcement notice for the sports pitch, netting and lights and a breach of condition notice for the balcony. The council took the decision that no notices should be served during lockdown. We have recently starting serving selected notices again so these are now likely to be served within a few weeks.

***5. If the answer to (3) is negative, why Barnet Council has not taken a decision (including a formal statement of the reasons);***

N/A

***6. The name(s) of any Barnet Council employees and / or councillors who have been personally involved in any of the above decisions or decisions not to make a decision; and***

James Gould and Iain Sutherland Thomas

***7. Confirmation of whether any such persons have declared any personal, business or political interests in relation to this matter.***

Neither officer has declared a personal, business or political interest in relation to this matter

**Further information**

If you are interested in the data that the council holds you may wish to visit Open Barnet, the council's data portal. This brings together all our published datasets and other information of interest on one searchable database for anyone, anywhere to access. <http://open.barnet.gov.uk/>

**Advice and Assistance : Direct Marketing**

If you are a company that intends to use the names and contact details of council officers (or other officers) provided in this response for direct marketing, you need to be registered with the Information Commissioner to process personal data for this purpose. You must also check that the individual (whom you wish to contact for direct marketing purposes) is not registered with one of the Preference Services to

prevent Direct Marketing. If they are you must adhere to this preference.

You must also ensure you comply with the Privacy Electronic and Communications Regulations (PECR). For more information follow this Link [www.ico.org.uk](http://www.ico.org.uk)

**For the avoidance of doubt the provision of council (and other) officer names and contact details under FOI does not give consent to receive direct marketing via any media and expressly does not constitute a 'soft opt-in' under PECR.**

### **Your rights**

If you are unhappy with the way your request for information has been handled, you can request a review within the next 40 working days by writing to the Information Management Team at: [foi@barnet.gov.uk](mailto:foi@barnet.gov.uk). Or by post to Information Management Team (FOI) London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

If, having exhausted our review procedure, you remain dissatisfied with the handling of your request or complaint, you will have a right to appeal to the Information Commissioner at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF (telephone: 0303 123 1113; website [www.ico.org.uk](http://www.ico.org.uk)). There is no charge for making an appeal.