

12 May 2021
Our ref: 7300428

Thank you for your request received on 10 May 2021, for the following information:

Can the council planning department please document for me where they measure the height of an outbuilding (CLASS E) when it is a) within 2 meters of a boundary & b) on a sloping ground.

Supporting information:

Extracts from Section E, Page 43 of Permitted development rights for Householders - Technical Guidance (September 2019)

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/830643/190910_Tech_Guide_for_publishing.pdf

a) The height of the building, enclosure or container should (recommendation) be measured from the highest ground level immediately adjacent to the building, enclosure, or container to its highest point.

b) If any (unconditional) part of the building, container or enclosure is within 2 metres of the boundary of the curtilage of the house, then the height limit for the total development is restricted to 2.5 metres if it is to be permitted development.

Additional References:

The Town and Country Planning (General Permitted Development) (England) Order 2015

<https://www.legislation.gov.uk/ukxi/2015/596/schedule/2/made>

Class E of part 1 of schedule 2 of the General Permitted Development Order 1995 as amended states outbuildings within 2 metres of a boundary cannot be more than 2.5 metres high.

Planning Portal Mini Guide:

<https://ecab.planningportal.co.uk/uploads/miniguides/outbuildings/Outbuildings.pdf>

I am pretty sure this will be an easy question to answer.

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

Response

I can confirm that London Borough of Barnet holds the information you requested. However, we consider that the following exceptions apply to some of the information requested.

We consider that Regulation 6(1)(b) applies to the information requested because the information requested is already publicly available and easily accessible.

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Planning Portal Mini Guide:

<https://ecab.planningportal.co.uk/uploads/miniguides/outbuildings/Outbuildings.pdf>

This information is available on the below link

<https://interactive.planningportal.co.uk>

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

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. 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). There is no charge for making an appeal.