



London Borough of Barnet,
2 Bristol Avenue,
Colindale,
London NW9 4EW
6 September 2021
Our ref: 7545842

Thank you for your request received on 8 August 2021, for the following information:

Good Morning

I write in regard to the planning or pre-planning application for roof space development of Wendover Court NW2 2PG and NW2 2PH. This application has been submitted by or on behalf of the freeholder Wendover and Moreland Court Limited, of 9a Burroughs Garden, London NW4 4AU.

My questions are:

- + whether the applicant represented to the Council that the application, and in particular the development of the roof space, was supported by the residents or leaseholders of Wendover Court. Such a representation would be false in that I am a resident leaseholder and I was not informed, let alone consulted, about the matter.**
- + in the event that the representation in the previous point was indeed made by the applicant, that is that the applicant maintained that the residents support the application, what is the contact of the Council office with which I can lodge a formal challenge to such a false representation**

Thank you very much

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.

I write in regard to the planning or pre-planning application for roof space development of Wendover Court NW2 2PG and NW2 2PH.

This application has been submitted by or on behalf of the freeholder Wendover and Moreland Court Limited, of 9a Burroughs Garden, London NW4 4AU.

There is no formal planning application submitted on this site. Pre-application advice is not disclosable until a formal application is submitted to the Local Planning Authority and this will be published on

<https://www.barnet.gov.uk/planning-and-building/planning/find-and-comment-planning-applications>

See refusal notice below.

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In any case, neighbour comments aren't considered at pre-application stage. In the event of a planning application, we would formally consult with neighbours. Furthermore, the applicant would themselves have to serve notice on leaseholders 21 days prior to a submission.

Refusal Notice

However, we believe that the exceptions detailed below apply to some/all the information you requested and so we are withholding that information. Please see the Refusal Notice below.

R12(5)(e) - Commercial information & R12(5)(f) - The interests of the supplier of the information Making commercially sensitive and volunteered information available to the public could inhibit open and constructive discussions between public authorities and third parties. It is recognised therefore that the supply of volunteered information could diminish if information is later published in response to EIR requests. The information we are withholding under this exception was supplied voluntarily without legal obligation, where the London Borough of Barnet had no legal right to request such information. This is a qualified exception under the EIR which means that consideration must also be given to whether in all the circumstances of the case the public interest favouring disclosure is greater than the public interest in maintaining the exemption. The material was provided to the Council for the purpose of facilitating discussion on this topic and disclosure in these circumstances may impact the willingness of these stakeholders and others to disclose such information in the future. The public interest in withholding the requested information outweighs the public interest in disclosure of the requested information.

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.