



**General Purposes Committee**  
21 May 2012

**Report from the Director of  
Environment and Neighbourhood  
Services**

Wards Affected:  
Stonebridge

**Stopping Up Order – Brett Road**

**1.0 Summary**

- 1.1 This report seeks authorisation to make a stopping up Order for the remaining 9.144 metres (10 yards) of Brett Road at its junction with Hillside which was not stopped up in the 1970s under Section 247 of the Town and Country Planning Act 1990 (TCPA 1990), in order to carry out the development of 3 buildings comprising of 122 self-contained flats.

**2.0 Recommendations**

- 2.1 That members note that a draft Stopping Up Order has been advertised in accordance with the requirements of Section 247 of the TCPA 1990 and is currently being consulted upon.
- 2.2 That the Stopping Up Order under Section 247 of the TCPA 1990 be approved and duly made and advertised following the resolutions of any objections raised during the consultation process.

**3.0 Detail**

- 3.1 Planning consent was granted on 2nd December 2008 for the demolition of Gardiner Court, Brett Crescent, NW10, and the erection of 3 buildings comprising 122 self-contained flats, comprising 3 x studio units, 63 x 1-bedroom units, 45 x 2-bedroom units and 11 x 3-bedroom units, formation of new vehicular access, pedestrian access and associated landscaping. The development forms part of the Stonebridge Housing Estate regeneration proposals.

- 3.2 There will be no significant change to the design or traffic management on Hillside.
- 3.3 A draft Stopping Up Order was duly made and advertised under Section 247 of the TCPA 1990 to enable the redevelopment to take place. However, due to a procedural error it has been necessary to re-advertise the Order. A copy of the Order is attached at Appendix 1 together plan showing the proposed area to be stopped up and the notice advertised on 17th May 2012 in the local press and the London Gazette.
- 3.4 Members are now requested to approve the making of the Stopping Up Order subject to the resolution of any objections in order to proceed with the development.
- 3.5 In the unlikely event that any objections are not satisfactorily resolved in a reasonable period of time, a further report will need to be presented to Committee seeking approval to an appropriate course of action. This could comprise seeking approval to referring the issue to the Secretary of State or amending the proposal.

#### **4.0 Financial Implications**

- 4.1 None specific. The costs of processing the Order will be met in their entirety by the developer.

#### **5.0 Legal Implications**

- 5.1 Officers have taken the Council's legal advice in all aspects of the promotion of the Stopping Up Order. The Order will not be proceeded with until any objections received with the statutory consultation period have been resolved or withdrawn.

#### **6.0 Diversity implications**

- 6.1 There are no diversity implications associated with the approval of this Stopping Up Order.

#### **7.0 Staffing / Accommodation Implications**

- 7.1 None specific.

#### **Appendices**

Appendix "1" – Stopping Up Order with notice and plan

#### **Background Papers**

Correspondence of Highway and Transport Delivery File TO/23/009A/EAM Planning Committee, 19 March 2008, Agenda item 3/03, Case No. 07/3309

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