

Committee	PLANNING COMMITTEE B
Report Title	ADDENDUM - 163-165 Bromley Road, London, SE6 2NZ (ITEM 5)
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Date	28 th November 2019

ADDENDUM

- 1 This is an addendum to the planning committee agenda published on 15th November 2019 in respect of Planning Committee B on 28th November 2019.
- 2 This addendum provides a clarifications for **Item 5** (163-165 Bromley Road, London, SE6 2NZ).

ITEM 5 – 163-165 Bromley Road, London, SE6 2NZ

- 3 Following the publication of the committee agenda, it was identified the Equalities and Human Rights implications sections had been omitted from the report.

“HUMAN RIGHTS IMPLICATIONS

In determining this application the Council is required to have regard to the provisions of the Human Rights Act 1998. Section 6 of the Human Rights Act 1998 prohibits authorities (including the Council as local planning authority) from acting in a way which is incompatible with the European Convention on Human Rights. “Convention” here means the European Convention on Human Rights, certain parts of which were incorporated into English law under the Human Rights Act 1998. Various Convention rights are likely to be relevant including:

- *Article 8: Respect for your private and family life, home and correspondence*
- *Protocol 1, Article 1: Right to peaceful enjoyment of your property*

This report has outlined the consultation that has been undertaken on the planning application and the opportunities for people to make representations to the Council as Local Planning Authority.

Members need to satisfy themselves that the potential adverse amenity impacts are acceptable and that any potential interference with the above Convention Rights will be legitimate and justified. Both public and private interests are to be taken into account in the exercise of the Local Planning Authority’s powers and duties. Any interference with a Convention right must be necessary and proportionate. Members must therefore, carefully consider the balance to be struck between individual rights and the wider public interest.”

- 4 The omission is a typographic error and the Human Rights implications of the proposed development have been considered in the formulation of the recommendation to grant planning permission.
- 5 This addendum also amends Condition 17 (a ventilation and operation plan for the bakery). Condition 17 is updated to read:

“ Prior to the operation of the bakery hereby approved, a ventilation and operation plan shall be submitted in writing to and for approval by the Local Planning Authority. The bakery shall be operated in accordance with the approved plan at all times for as long as the use endures on the site.

Reason: to ensure that the bakery operates in a manner that does not impact neighbour amenity a use hereby approve in accordance with DM Policy 31 of the DMLP”

- 6 The only amendment is to the ‘Reason’ for the condition, which has been amended to include reference to **DM Policy 31**. This is a typographical error and there are no planning implications to this change.