

London Borough of Barnet
Building 4, North London Business Park
Oakleigh Rd South,
London N11 1NP

Dan Knowles
Sawyer Fielding Ltd
PO BOX 1519
Hemel Hempstead
Hertfordshire
HP1 9QL

Contact: Anna Morell
Tel: 020 8359 2387
e-mail: anna.morell@barnet.gov.uk
Date: 18 September 2014
Our Ref: 25

Dear Dan Knowles

**The London Borough of Barnet (West Hendon Regeneration Area) Compulsory
Purchase Order No 1 2014**

Re: Your client: Sadaf Ahmed, Table 2 - Plot 20, 71 Tyrrel Way, West Hendon

Following my letter dated 28th July 2014, the Council has now had an opportunity to consider your clients' objection and I have set out the Council's response to each heading of objection below.

The Council is keen to address your clients' objection and resolve their concerns, if this is possible. Once you and your client have had an opportunity to consider the responses below, we would be very happy to arrange a meeting to discuss these concerns if you think this would be helpful.

1. Objection: Social

Response:

The economic, social and environmental benefits resulting from the Scheme are set out in detail in section 8 of the Statement of Reasons. In summary, these benefits are as follows:

- The scheme proposes the construction of high quality sustainable homes built to Code for Sustainable Homes Level 4 which will represent a significant improvement to the overall quality of housing accommodation in the area. The current housing stock within the Estate is in a poor state of repair and qualifies as defective dwellings under the Housing Act 1985.
- The improved balance of tenure mix and the construction of a new primary school and the provision of a new community centre as part of the overall Scheme will improve the social well-being of the West Hendon area.
- The development will create a more attractive, vibrant and sustainable neighbourhood and a more balanced and inclusive community.

- The surrounding residential streets will be improved as well as the pedestrian and cycle connections throughout the local area which will provide improved access links to the surrounding area.
- The scheme will redefine the communal open space and provide two new play areas, significantly improving the layout of the area.
- The Section 106 Agreement secures contributions for significant improvements towards off-site leisure and recreation provision. Improvements to the public realm as well as management of and improved access to the Welsh Harp Reservoir will result in a vast improvement to the environmental well-being of the area.
- The redevelopment of The Broadway to provide visual and qualitative improvements to the retail and commercial floorspace together with contributions secured under the Section 106 Agreement towards Employment and Training will improve the economic well-being of the area.

The Council considers that the wider benefits arising from the Scheme (as demonstrated above) and set out in further detail in the Statement of Reasons will result in significant improvements to the economic, social and environmental wellbeing of the area. The Council, therefore, believes that it has sufficiently justified the use of compulsory purchase powers.

2. Objection: Sustainable development – housing density

Response:

This issue was considered at the time of the Planning Application and is covered in detail in the 23rd July 2013 Committee Report for planning application ref:H/01054/13 from page 46 onwards and the decision notice granting planning permission. It is acknowledged in the Committee Report that the proposed development does exceed the London Plan Density Matrix, however high density alone is not a reason for refusal of a planning application as it fails to consider the quality and design of a scheme which must be carefully considered when density calculations may give rise to concerns.

The following issues were considered to support the proposed density:

- The proposed block structure, with four landmark towers was supportable in urban design terms, providing a more integrated and legible environment compared to the existing. The resultant density was considered to be an important component within this. This is supported by the Barnet Local Plan Core Strategy policy CS5 and saved Barnet Unitary Development Plan policy C1a;
- Daylight/sunlight assessment undertaken as part of the Environmental Statement demonstrated that all units would have sufficient levels of light with limited over shadowing;
- The scheme includes a significant proportion of private, semi-private and public amenity space, together with improved linkages to surrounding parks and

recreation areas which were considered to be sufficient provision to support the proposed population;

- The scheme is located close to West Hendon station which would benefit in capacity terms from the current upgrade to Thameslink services.
- The level of development (2,000 units) complies with that proposed within the Core Strategy housing trajectory. The number of units was demonstrated to be a requirement in viability terms through the independent viability assessment.

The delivery of the scheme will result in a better mix of tenure thereby ensuring a more balanced community, offering a choice of high quality homes, wider opportunities for home ownership and resulting in a sustainable, inclusive and mixed neighbourhood.

3. Objection: Public & Stakeholder Consultation

Response:

The Council initially sought feedback from local people on proposals by three developers before selecting a preferred partner. Following the selection of the preferred partner a test of opinion was taken in March 2002 which was referred to as a ballot. 75% took part with 62.5% in favour. This exercise was non-statutory, being undertaken to determine the local opinion in regard to the principle of regeneration. Since the test of opinion was undertaken the Council and its development partners have undertaken further consultation with residents at different stages of the design process for the previous scheme as well as the new master plan for the CPO Scheme. Consultations have been through various media including: residents meetings, exhibitions, newsletters and statutory consultation such as that undertaken during the planning process.

Further, formal consultation was carried with residents as part of the consultation process for the hybrid planning application for the scheme. About 5000 letters were posted to residents as part of the planning process.

At the commencement of the project the Council and its development partners outlined a number of proposals to the residents, these were known as the 'pledge'. Since proposals were first made the scheme has varied considerably to reflect changing market conditions and estate occupation to ensure the regeneration remains deliverable. The Council and its development partners continue to ensure all secure tenants presently occupying the estate will be rehoused in the new properties delivered by the scheme in accordance with the original pledge. Likewise a shared equity scheme is also available to eligible long leaseholders to enable them purchase a new property within the scheme.

A Shared Equity frequently asked questions has been circulated to residents, agents and placed on the West Hendon website www.west-hendon.co.uk A copy of this has been attached to this letter for ease, however as your client does not currently live on the estate and is not required to give vacant possession of their property in this

CPO they are not at present eligible for the Shared Equity offer. Please refer to Question 1 on the Shared Equity Questions and Answers.

4. Objection: Insufficient local services to cope with increased housing density

Response:

During the planning application process the impact of the new development on the local area and environment, including transport, highways, medical, education and other local services were considered by undertaking various assessments including an Environmental Impact Assessment and Transport Assessment.

The Environmental Statement has demonstrated that existing capacity exists within surrounding GP services and the scheme will contribute to the wider community and health provision through its CIL contribution. This is explained further in the 23rd July 2013 Committee Report for planning application ref:H/01054/13 on page 81 under the heading Healthcare.

The new scheme will deliver a new 2 form entry primary school and community facilities. The 23rd July 2013 Committee Report for planning application ref:H/01054/13 states that there are 24 secondary schools within three miles of the application site. Statistics for the academic year 2012-2013 suggested that these schools have a total registered capacity to accommodate 30,695 pupils with spare capacity to accommodate a further 3,225 pupils. (DfE's Edubase website). For more information on Educational provision please see the 23rd July 2013 Committee Report for planning application ref:H/01054/13 on page 77 under the heading Education Provision.

5. Objection: Lack of information

Response:

In order to deliver the West Hendon Regeneration works within the Order, units 1-32 inclusive Tyrell Way will be demolished, and the car parking area to the north of units 62-77 Tyrell Way will be required for construction. The Council and BMLLP confirm that pedestrian access (including level / ramp access for pushchairs etc) will be maintained to Tyrell Way properties, and all other retained properties on the West Hendon Estate both during and after construction. However, the access routes will be need to be varied during this time period and this is the reason why they have been included within the Order.

BMLLP confirm that during construction changes to access arrangements will be notified in advance and clearly signposted (if required) in order to minimise any disruption to visitors or residents.

The Council remains committed to acquiring interests by private treaty and will be happy to engage with you or your clients to discuss acquisition of their interests by

private treaty. Please contact Rosie Moore of Capita on 020 7544 2055 should you wish to discuss the options which may be available to your clients.

6. Objection: No attempts to negotiate prior to CPO being made

Response:

On behalf of the Council, Capita commenced negotiations to acquire affected parties by agreement on 5th March 2014. The initial priority were those owners and occupiers whose property would need to be acquired as a whole for the scheme to proceed. Capita wrote to all those who had rights affected by the scheme on 4th July 2014 to offer to discuss the rights affected. Verbal discussions with instructed agents were had prior to this date. As set out above, access will be maintained to your clients property throughout construction works and after construction works are completed. If you or your client wish to discuss this further, please contact Rosie Moore of Capita on 020 7544 2055 who will be pleased to assist.

I hope the responses above have answered the queries and objections raised by your client. If you or your client have any further queries, or would like to discuss the matter further, please do not hesitate to contact Anna Morell on the telephone number above, who will be pleased to arrange a meeting.

Yours sincerely



Martin Cowie
Assistant Director
Strategic Planning & Regeneration

Cc Sadaf Ahmed