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Tewkesbury Lodge Estate Residents' Association

Member of the London Forum of Amenity and Civic Societies

Chair
David Lowe

Hon Secretary:
Rowena Bennett

Please reply to:
David Lowe
6 Tewkesbury Avenue

Chairman@TewkesburyLodge.org.uk

23 January 2012

phone

020 8699 2744

Dear

RE: 5 Liphook Crescent (Upper Tribunal Lands Chamber, LP/29/2011)

We believe you have received a letter from Hunters (Solicitors) relating to an application in the Upper Tribunal Lands Chamber to modify covenants on 5 Liphook Crescent to permit operation of a Day Nursery from the premises.

You may be aware that the Residents' Association, supported by many of its members, opposed the granting of planning permission for the nursery which appeared to be contrary to the Council's stated policies. Despite this, Lewisham Council granted planning permission in November 2010. Since then, neighbours of 5 Liphook Crescent have been taking legal action to enforce the covenants on the property which prevent this residential property from being used for trade or business purposes or in a way which causes a nuisance or annoyance to other residents. The Association has taken a keen interest in their action. The Association is concerned not only about this particular significant business activity, but also that it could represent the thin end of the wedge in terms of a change in the residential character of the Estate. Maintenance of the pleasant residential nature of the Estate has always been a key objective of the Association. It should be emphasised that the costs of legal action to date have been borne by neighbours and not by the Association.

On behalf of members, the Association is seeking advice on how best to respond to the proposal to modify the covenants and we would hope to be able to let you have that advice, together with a much fuller background to the case within a week or so. In the meantime, there is no immediate need to respond to the letter from Hunters Solicitors. If you need to talk to someone about the proposal before then, please contact your road representative – Valerie Ward in Ringmore Rise (8699 8432) or Tony Branchini in Liphook Crescent (8699 3078) - or myself, the Chairman of the Association (8699 2744).

Yours sincerely

A handwritten signature in dark ink, appearing to read 'David Lowe', with a stylized, cursive script.

David Lowe