
Appeal Decision

by Ken McEntee

a person appointed by the Secretary of State for Housing, Communities and Local Government

Decision date: 19th June 2025

Appeal ref: APP/A5270/C/25/3361637
Land at 19 Neville Road, Ealing, W5 1NN

- The appeal is made under section 174 of the Town and Country Planning Act 1990, as amended by the Planning and Compensation Act 1991.
- The appeal is brought by Mr Joseph Williamson against an enforcement notice issued by the London Borough of Ealing.
- The notice was issued on 29 January 2025.
- The breach of planning control as alleged in the notice is: **"Without planning permission:** The repainting of the front porch and all windows and surrounding detailing the front elevation of the property".
- The requirement of the notice is "Repaint the front porch and all windows and surrounding detailing within the front elevation of the property to match the colour of all windows and surrounding detailing immediately before they were repainted".
- The time period for compliance with the notice is: "...within three months from the date this notice takes effect".
- The appeal is proceeding on the ground set out in section 174(2)(g) of the Town and Country Planning Act 1990 as amended.

Summary of decision: The appeal is dismissed and the enforcement notice is upheld without variation.

Reasons for the decision

1. It appears clear that the appellant considers the period for compliance with the requirement of the notice is too short as he believes it will take more time to raise funds and find a suitable painting contractor to carry out the works. He therefore requests that the compliance period be extended to a minimum of one year. While I note the appellant's reasons for making this request, I cannot justify extending the compliance period to one year as this is tantamount to granting a temporary planning permission, which I have no powers to do on an appeal under ground (g). I am also mindful that more than three months have elapsed since the appeal was submitted with enforcement action effectively suspended. As the compliance period will begin again from the date of this decision, the appellant will effectively have had more than six months in which to raise funds and to find a suitable painter to carry out the necessary works. I consider this period to be both reasonable and proportionate. Therefore, I am not satisfied there is good reason to justify extending the compliance period further. The appeal fails accordingly.

Formal decision

2. For the reasons given above, the appeal is dismissed and the enforcement notice is upheld without variation.

K McEntee