



Costs Decision

Site visit made on 16 July 2026

by Zoë Franks, Solicitor

an Inspector appointed by the Secretary of State

Decision date: 10th September 2026

Costs application in relation to Appeal Ref: APP/T5150/C/25/3373223 219 Kingsbury Road, LONDON, NW9 8XG

- The application is made under the Town and Country Planning Act 1990, sections 174, 322 and Schedule 6, and the Local Government Act 1972, section 250(5).
 - The application is made by the Council of the London Borough of Brent for a partial award of costs against Leverford Properties Limited.
 - The appeal was against an enforcement notice alleging the failure to comply with condition 1 of permission reference 11/0119 granted on 29/03/2011.
-

Decision

1. The application for an award of costs is refused.

Reasons

2. Parties in planning appeals normally meet their own expenses. However, the Planning Practice Guidance (PPG) advises that costs may be awarded against a party who has behaved unreasonably and thereby caused the party applying for costs to incur unnecessary or wasted expense in the appeal process.
3. The respondent withdrew their appeal under ground (d) in their final comments following the submission of the Council's statement of case. It appears that the respondent had misunderstood the provisions regarding the immunity period in this case and withdrew the ground (d) appeal once this was clarified by the Council during the appeal process. As such the respondent has not behaved deliberately unreasonably and an award of cost is not warranted.

Zoë Franks

INSPECTOR