Kirklees COUNCIL

Planning

PLAN NO.		
DATE LODGED		
RECEIPT NO.		FEE RECEIVED
CASH	CHEQUE	OTHER
KIRKLEES COUNCIL - RESPONDING TO THE RECESSION VALIDATION CHECKLIST: SUPPLY 1 COPY (PLUS THE ORIGINAL)		

PO Box B93, Civic Centre 3, Huddersfield, HD1 2JR Tel: 01484 414746 Email: planning.contactcentre@kirklees.gov.uk

Application for a Lawful Development Certificate for a Proposed use or development.
Town and Country Planning Act 1990: Section 192, as amended
by section 10 of the Planning and Compensation act 1991.
Town and Country Planning (Development Management Procedure) (England) Order 2015

Publication of applications on planning authority websites.
Please note that the information provided on this application form and in supporting documents may be published on the Authority's website.
If you require any further clarification, please contact the Authority's planning department.

1. Applicant Name, Address and Contact Details

Title: Mr | First Name: Adil | Surname: Hussain

Company name:

Street address: 7a, Uplands
Birkby

Town/City: HUDDERSFIELD

Country:

Postcode: HD2 2FS

Telephone number:

Mobile number:

Fax number:

Email address:

Are you an agent acting on behalf of the applicant? ○ Yes ◉ No

2. Agent Name, Address and Contact Details

No Agent details were submitted for this application

3. Site Address Details

Full postal address of the site (including full postcode where available)

House: 7 | Suffix: A

House name:

Street address: Uplands
Birkby

Town/City: HUDDERSFIELD

Postcode: HD2 2FS

Description of location or a grid reference
(must be completed if postcode is not known):

Easting: 413431

Northing: 418377

Description:

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? (•) Yes ( ) No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title: Miss First name: Ayesha Surname: Saleem

Reference:

Date (DD/MM/YYYY): 18/04/2016 (Must be pre-application submission)

Details of the pre-application advice received:

It is often difficult to provide definitive advice at pre-application stage in terms of whether the Certificate of Lawfulness will be granted as the application will be considered based on the precise details submitted, with the burden of proof firmly on you as the applicant to prove beyond reasonable doubt that proposed use would not be any materially different to uses with C3 class. The fee for a Certificate of Lawfulness is £86.

However, based on some of the certificates of lawful uses we have granted for similar development and the information you submitted I would advise that you apply for a certificate. Thorough consideration on whether it will granted would be given during the course of the application.

5. Lawful Development Certificate - Interest in Land

Please state the applicant's interest in the land: (•) a) Owner ( ) b) Lessee ( ) c) Occupier ( ) d) Other

6. Authority Employee/Member

With respect to the Authority, I am:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

Do any of these statements apply to you? ( ) Yes (•) No

7. Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful:

This property, a c3 dwelling was purpose built circa 1992. When built it would have gone through the application procedures to be able to build the property. When I purchased the property, via the solicitors they had gone through all the necessary documentation for this to be purchased as a dwelling property.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application:

Location plan
Planning statement

If you consider the existing or last use is within a 'Use Class' in the Town and Country Planning (Use Classes) Order 1987 (as amended) state which one:

Information about the proposed use(s)

If you consider the proposed use is within a 'Use Class' in the Town and Country Planning (Use Classes) Order 1987 (as amended), state which one: C2 - Residential institutions

Is the proposed operation or use: (•) Permanent ( ) Temporary

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

To allow me to bring about benefit to the community and society generally. This home is to enrich the lives of people who otherwise lead a life that isn't as fulfilling and as fruitful as well as possibly neglectful.
With a system set where there is care for the: safety, personal enjoyment and achievement, making positive contributions and achieving economic well being in peoples lives who wouldn't have had otherwise possible or at least minimal.

This property will not change structurally, and the bedrooms will be used as they originally were, as will the lounge and every other room of its original intent. The building is a detached building so there will be no disturbance to the neighbours.

7. Grounds for Application

There is a need having looked at the market positioning statement in the Kirklees area to have this type of service as the number of people who are young and have no service in Kirklees have to go out which distances them from their local community. The aim is to bring back these people to their community. I will personally be working to help drive the business to work closely with the council in bringing about the best possible outcomes for the area.

8. Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations? ○ Yes ◉ No

Does the proposal consist of, or include, a change of use of the land or building(s)? ○ Yes ◉ No

Has the proposal been started? ○ Yes ◉ No

9. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? ◉ Yes ○ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

○ The agent ◉ The applicant ○ Other person

10. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form and the accompanying plans/ drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them. ☑ Date 21/04/2016

Warning:
The amended section 194 of the 1990 Act provides that it is an offence to furnish false or misleading information or to withhold material information with intent to deceive. Section 193(7) enables the authority to revoke, at any time, a certificate they may have issued as a result of such false or misleading information.