



National Highways Planning Response (NHPR 21-09) Formal Recommendation to an Application for Planning Permission

From: Simon Boyle (Regional Director)
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National Highways
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To: Kirklees Council FAO Nick Hirst

CC: transportplanning@dft.gov.uk
spatialplanning@highwaysengland.co.uk

Council's Reference: 2021/94208

Location: Former Waste Water Treatment Works North Bierley

Proposal: Outline application for re-development of former waste water treatment works, including demolition of existing structures to provide employment uses (Use Classes E(g)(ii); E(g)(iii); B2 and B8)

National Highways Ref: 93329

Referring to the consultation on a planning application dated 26 November 2021 referenced above, in the vicinity of the M62/M606 that forms part of the Strategic Road Network, notice is hereby given that National Highways' formal recommendation is that we:

- ~~a) offer no objection (see reasons at Annex A);~~
- ~~b) recommend that conditions should be attached to any planning permission that may be granted (see Annex A – National Highways recommended Planning Conditions & reasons);~~
- c) recommend that planning permission not be granted for a specified period (see reasons at Annex A);
- ~~d) recommend that the application be refused (see reasons at Annex A)~~

Highways Act 1980 Section 175B is not relevant to this application.¹

This represents National Highways' formal recommendation and is copied to the Department for Transport as per the terms of our Licence.

Should the Local Planning Authority not propose to determine the application in accordance with this recommendation they are required to consult the Secretary of State for Transport, as set out in the [Town and Country Planning \(Development Affecting Trunk Roads\) Direction 2018](#), via transportplanning@dft.gov.uk and may not determine the application until the consultation process is complete.

Signature:	Date: 14 December 2021
Name: Paula Bedford National Highways 2 City Walk Leeds LS11 9AR	Position: Assistant Planning Manager

¹ Where relevant, further information will be provided within Annex A.

Annex A **National Highway's assessment of the proposed development**

National Highways has been appointed by the Secretary of State for Transport as a strategic highway company under the provisions of the Infrastructure Act 2015 and is the highway authority, traffic authority and street authority for the Strategic Road Network (SRN). The SRN is a critical national asset and as such we work to ensure that it operates and is managed in the public interest, both in respect of current activities and needs as well as in providing effective stewardship of its long-term operation and integrity.

Recommended Temporary Non-Approval

Having considered the numbers presented within the TA, it is not considered by National Highways that the development proposals will have a severe impact at the SRN.

However, the applicant will be aware that M62 Junction 26 currently suffers from peak hour congestion and queuing, as a consequence of the demand for the SRN in this location, with the Bradford Road arm already subject to queuing (paying due cognisance to the mitigation scheme conditioned to the Phase 1 development). Furthermore, there are additional development pressures at this location, with several large planning applications in the vicinity having the potential to impact upon the safe operation of our network. With this in mind, it is considered that the applicant should undertake an assessment of M62 Junction 26 to enable National Highways to take a view on the impact of the development proposals at the SRN, once committed developments have been taken into consideration and would advise the applicant to contact me at their earliest convenience to discuss this matter further.

It is therefore my recommendation that the application should not be approved until the applicant has undertaken an assessment of their impact at M62 J26.

Reason

To ensure the safe and continued operation of the SRN