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Victor Grayson
Kirklees Council
Planning Department
Market Street
Huddersfield
HD1 2EY

Ref: 4413LE/ L009

17th August 2023

Dear Victor

APPLICATION TO DISCHARGE CONDITIONS 29 RELATING TO PLANNING PERMISSION 2019/60/90527/E FOR THE ERECTION OF UP TO 127 DWELLINGS, WITH DETAILS OF ACCESS AT LAND AT BLUE HILLS FARM, WHITEHALL ROAD WEST, BIRKENSHAW, BD11 2DU.

Introduction

On behalf of our client, Vistry Partnerships Ltd, we hereby submit information in pursuit of fully discharging condition 29 associated with planning permission 2019/60/90527/E described above.

The application has been submitted via the Planning Portal (Reference: PP- 12394934), and the application fee has been paid online directly to the Planning Portal. The application includes the following:

- Application Form
- Cover Letter (this letter)

Condition 29 (Access details)

Condition 29 reads as follows:

“No material operation as defined in Section 56(4)(a)-(d) of the Town & Country Planning Act 1990 shall be carried out to commence the development pursuant to this planning permission until arrangements for the provision of educational facilities to serve the needs of the development have been submitted to and approved in writing by the Local Planning Authority. The arrangements shall facilitate an increase in the capacity of local schools commensurate with the demands of the development.”

The S106 agreement which is associated with the application sets out the required education contributions associated with the scheme. This is split into two phases in line with the proposed phasing for the development. The proposed

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development will be carried out in accordance with the education contribution requirements as set out in Schedule 2 of the signed S106.

On this basis, it is considered that the condition requirements have been met and condition 29 can be discharged in full.

Yours sincerely,

A handwritten signature in black ink that reads 'N. Crowley'.

Nicola Crowley
Principal Planner

DPP

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