

Enquiries to: Nicole Helliwell

TRD 119 Ltd  
11, Hever Grove  
Dalton  
Huddersfield  
HD5 9TJ

Kirklees Direct  
Tel: 01484 414746  
Email: [nicole.helliwell@kirklees.gov.uk](mailto:nicole.helliwell@kirklees.gov.uk)

Date: 17-Oct-2023  
Our Ref: 2023/92517

Dear Sir/Madam

**TOWN AND COUNTRY PLANNING ACT 1990  
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT)  
(ENGLAND) ORDER 2015, ARTICLE 3, SCHEDULE 2, PART 14, CLASS J  
NOTIFICATION OF PROPOSED DEVELOPMENT  
APPLICATION NUMBER: 2023/92517  
AT: Gallery, 53, North Road, Kirkburton, Huddersfield, HD8 0RH**

I refer to your submission of details relative to the proposed alterations as described below which was received by the Local Planning Authority on 23-Aug-2023

**Prior notification for installation of roof mounted solar photovoltaic equipment  
(within a Conservation Area)**

The proposal is not acceptable to the Council, and notice is hereby given that the details submitted have been refused for the following reason(s);

**The installation of solar** PV equipment is not considered to benefit from a general planning permission under Article 3(1) and Part 14, Class J of Schedule 2 of the Town and Country Planning (General Permitted Development)(England) Order 2015 (as amended) as the solar panels would be installed within 1 metre of the external edge of that roof.

Plans and specifications schedule:-

<b>Plan Type</b>	<b>Reference</b>	<b>Revision</b>	<b>Date Received</b>
Location Plan	-	-	23/08/2023
Proposed Plans	-	-	23/08/2023

Pursuant to article 35 (2) of the Town and Country Planning (Development Management Procedure) Order 2015 and guidance in the National Planning Policy Framework, the Local Planning Authority have, where possible, made a pre-application advice service available, complied with the Kirklees Development Management Charter 2015 and otherwise actively engaged with the applicant in dealing with the application. For the reasons outlined in the officer report, the development cannot be considered as a 'prior notification' submission.

If the applicant is aggrieved by the decision of the Local Planning Authority to refuse details of the proposed development, he may appeal to the Secretary of State for the Environment in accordance with Section 78 of the Town and Country Planning Act 1990 within six months of the date of issue of this notice. Appeals must be made on a form which is obtainable from The Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN (Tel: 0303 444 5000). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that approval of details could not have been granted by the Local Planning Authority having regard to the statutory requirements to the provisions of the development order, and to any directions given under the order.

Further correspondence regarding this application should bear the reference on this letter.

### **Customer Feedback**

An important part of improving our service is to review your feedback on the way that we have dealt with your planning application(s). Please take a couple of minutes to email your comments to [dc.admin@kirklees.gov.uk](mailto:dc.admin@kirklees.gov.uk) so that we can work on continually improving our customer service. Thank you.

Yours faithfully

Mathias Franklin  
Head of Planning and Development