Application Number	
Date Logged	
Receipt No	Fee Received
Card	Other
KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY ONLY

Planning - PO Box 1720, Huddersfield, HD1 9EL
E-mail: planning.portal@kirklees.gov.uk **Tel:** 01484 414746

Application for a Lawful Development Certificate for a Proposed Use or Development

Town and Country Planning Act 1990 (as amended)

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.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number: 19

Suffix:

Property Name:

Address Line 1: St Thomas Gardens

Address Line 2: Bradley

Address Line 3: Kirklees

Town/city: Huddersfield

Postcode: HD2 1SL

Description of site location must be completed if postcode is not known:

Easting (x): 416837

Northing (y): 420526

Description:

Applicant Details

Name/Company

Title

Mr

First name

Muhammad

Surname

Imran

Company Name

Address

Address line 1

45 Kennedy Avenue

Address line 2

Address line 3

Town/City

Huddersfield

County

Country

United Kingdom

Postcode

HD2 2HH

Are you an agent acting on behalf of the applicant?

- ○ Yes
- ◉ No

Contact Details

Primary number

***** REDACTED ******

Secondary number

Fax number

Email address

***** REDACTED ******

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

If Yes, please give a full description of the scale and nature of the proposed use, including the processes to be carried out, any machinery to be installed and the hours the proposed use will be carried out

Change of use from a residential dwelling (C3) to a residential children's home.
The property will be a home for 2 children between the ages of 7 to 17.
There will be 2 staff members on site 24 hours a day plus a manager working office hours from 9 till 5 Monday to Friday.

If Yes, please fully describe the existing or the last known use, with the date when this use ceased

C3

Has the proposal been started?

- ○ Yes
- ☑ No

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

It is accepted that the proposed use falls within Use Class C2 and hence the change of use from C3 is not an automatic permitted change. However, it is nevertheless argued that there is little material difference between the current and proposed use meaning that planning permission is not
required.

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

I am sending a decision for 4 Elm street which has been approved for 3 children.

My application is for only 2 children.

Select the use class that relates to the existing or last use.

C3 - Dwellinghouses

Please note that following changes to Use Classes on 1 September 2020: The list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Information about the proposed use(s)

Select the use class that relates to the proposed use.

C2 - Residential institutions

Please note that following changes to Use Classes on 1 September 2020: The list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Is the proposed operation or use

- (✓) Permanent
- ( ) Temporary

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

This is a vital service that enables local authorities to fulfil their legal obligation to provide a safe environment for each young person that needs this
level of guidance and support which cannot be provided within his or her own family home. We are seeking to obtain a certificate for lawful use of this property. The house will continue to be a residential property for the young people who will live there, each having their own bedroom and residing in the home as a permanent resident. I do not believe there is any material change of use. Applications for Lawful Development Certificates have been granted previously where there are 3 children being supported by up to 3 staff during the day and two overnight. My application is for only 2 children. I attach for your perusal a LDC granted for 4 Elm Street, Huddersfield, HD4 6NP. The application number is Application Number: 2023/CL/91741/W

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?

- ( ) The agent
- (✓) The applicant
- ( ) Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- ( ) Yes
- (✓) No

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

- ◯ Yes
- ☑ No

Interest in the Land

Please state the applicant's interest in the land

- ◯ Owner
- ☑ Lessee
- ◯ Occupier
- ◯ Other

If Lessee or Occupier, please give details of the owner and state whether they have been informed in writing of this application

***** REDACTED ******

Declaration

I/We hereby apply for Lawful development: Proposed use as described in the questions answered, details provided, 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.
I/We also accept that, in accordance with the Planning Portal's terms and conditions:
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

☑ I / We agree to the outlined declaration

Signed

Muhammad Imran

Date

21/09/2023