Kirklees Council
Planning and Development Service
PO Box 1720
Huddersfield
HD1 9EL

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Thomas Clarkson,
Entrust Professional Services Ltd
Tower Street
Brunswick Business Park
Liverpool
L3 4BJ

Our Ref: 2023/93317
Date: 19-Dec-2023

Dear Sir

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) ENGLAND) ORDER 2015 - APPLICATION NO:2023/N /93317/E
DEVELOPMENT: PRIOR NOTIFICATION FOR INSTALLATION OF TELECOMMUNICATIONS SHARABLE 30M LATTICE MAST, WHICH SUPPORTS 12NO. ANTENNAS OVER 2 HEADFRAMES, 4NO. 600MM DIAMETER TRANSMISSION LINK DISHES, 6NO.EQUIPMENT CABINETS, 2.4M HIGH PERIMETER FENCE AND ANCILLARY DEVELOPMENT THERETO WHEATLEY HILL FARM, WHEATLEY HILL LANE, CLAYTON WEST, HUDDERSFIELD, HD8 9LG

I refer to your submission of details relating to the above development received by the Council on the 07-Nov-2023.

The proposal is not acceptable to the Council, and notice is hereby given that the details submitted have been refused.

The reason for this is:

It is considered that the proposed telecommunications equipment is sited in a visually prominent location resulting in a visually unacceptable overt feature within an area of open countryside largely devoid of any other tall structure. The mast is open to views from several lower vantage points thus exacerbating its prominence.

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The applicant has not clearly demonstrated other more suitable locations for telecommunication equipment could not be found within the wider vicinity of the proposed site.

Therefore, the proposal does not accord with the aims and objectives of Policies LP24 of the Kirklees Local Plan and Chapters 10 & 12 of the National Planning Policy Framework.

Plans and specifications schedule:-

Plan Type	Reference	Version	Date Received
Application form			7th November 2023
5G Site Specific Supplementary Information and Planning Justification Statement	KIR0002		7th November 2023
Location plan	100	A	7th November 2023
Existing site plan	200	A	7th November 2023
Proposed site plan	201	A	7th November 2023
Existing elevations	300	A	7th November 2023
Proposed elevations	301	A	7th November 2023
ICNIRP Declaration	KIR0002		7th November 2023
Developer's notice	KIR0002		7th November 2023
Covering letter	KIR0001		7th November 2023

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 using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk . Further information on the Planning Appeal process can be found online at the Planning Inspectorates website https://www.gov.uk/government/organisations/planning-inspectorate.

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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.

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 so that we can work on continually improving our customer service. Thank you.

Yours faithfully

Mathias Franklin
Head of Planning and Development