



**West Yorkshire Police
Kirklees District**

Designing Out Crime Officer

West Yorkshire Police
Kirklees Council Planning and Development
Service
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To: Tom Hunt Kirklees Council Planning Services	Ref: 2024/90800 Date: 16 th April 2024
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Site Location: Prime Property Rentals, 115 Bradford Road, Fartown, Huddersfield, HD1 6DZ
Application: Commercial Hot Food Takeaway

Dear Tom

Thank you for your request for consultation for the above outline application. Having read the available information, overall, West Yorkshire Police **do not** support this application in its current form, due to the number of existing food outlets in this street immediate area.



IMPORTANT General information

This advice is based upon concerns following recent current crime trends in the area concerned. The above advice expressed, is given as a view as to what measures might reduce the risk of crime; there can be no guarantee that the recommendations / concerns will prevent crime.

Before any measures are implemented you are advised to consider current Health and Safety Legislation, Planning Permission and consult with your local **Fire Safety Officer** or any statutory body that may require notification or consultation.

Note – National standards and specifications are often updated, please ensure that the latest version of the security standards and specifications specified in this letter are adhered to.

Policy Guidance

The National Planning Policy Framework (2023)

Section 3. Plan-making

Para 20. Strategic policies should set out an overall strategy for the pattern, scale and design quality of places (to ensure outcomes support beauty and placemaking), and make sufficient provision for:

b) infrastructure for transport, telecommunications, **security**, waste management, water supply, wastewater, flood risk and coastal change management, and the provision of minerals and energy (including heat);

8. Promoting healthy and safe communities

Para 96. Planning policies and decisions should aim to achieve healthy, inclusive and **safe places** and beautiful buildings which:

b) are **safe** and accessible, so that **crime and disorder**, and the **fear of crime**, do not undermine the quality of life or community cohesion – for example through the use of beautiful, well-designed, clear and legible pedestrian and cycle routes, and high-quality public space, which encourage the active and continual use of public areas; and

Para 100. To ensure faster delivery of other public service infrastructure such as further education colleges, hospitals and criminal justice accommodation, local planning authorities should also work proactively and positively with promoters, delivery partners and statutory bodies to plan for required facilities and resolve key planning issues before applications are submitted.

Para 101. Planning policies and decisions should promote **public safety** and take into account **wider security and defence requirements** by:

a) anticipating and addressing **possible malicious threats** and natural hazards, especially in locations where large numbers of people are expected to congregate⁴⁵. Policies for relevant areas (such as town centre and regeneration frameworks), and the layout and design of developments, should be informed by the most up-to-date information available from the **Police** and other agencies about the nature of potential threats and their implications. This includes appropriate and proportionate steps that can be taken to reduce vulnerability, increase resilience and ensure **public safety and security**; and

b) recognising and supporting development required for operational **defence and security purposes** and ensuring that operational sites are not affected adversely by the impact of other development proposed in the area.

Section 9. Promoting sustainable transport

Para 110. Planning policies should:



d) provide for attractive and well-designed walking and cycling networks with supporting facilities such as **secure cycle parking** (drawing on Local Cycling and Walking Infrastructure Plans).

Para 112. Maximum parking standards for residential and non-residential development should only be set where there is a clear and compelling justification that they are necessary for managing the local road network, or for optimising the density of development in city and town centres and other locations that are well served by public transport (in accordance with chapter 11 of this Framework). In town centres, local authorities should seek to improve the quality of parking so that it is convenient, **safe and secure**, alongside measures to promote accessibility for pedestrians and cyclists.

Para 114. In assessing sites that may be allocated for development in plans, or specific applications for development, it should be ensured that:

b) **safe** and suitable access to the site can be achieved for all users.

c) the design of streets, parking areas, other transport elements and the content of associated standards reflects current national guidance, including the National Design Guide and the National Model Design Code.

Para 116. Within this context, applications for development should:

c) create places that are **safe, secure** and attractive – which minimise the scope for conflicts between pedestrians, cyclists and vehicles, avoid unnecessary street clutter, and respond to local character and design standards.

Section 11. Making Effective Use of Land

Para 123. Planning policies and decisions should promote an effective use of land in meeting the need for homes and other uses, while safeguarding and improving the environment and ensuring **safe** and healthy living conditions.

Section 12. Achieving well-designed places

Para 135. Planning policies and decisions should ensure that developments:

f) create places that are **safe**, inclusive and accessible and which promote health and well-being, with a high standard of amenity for existing and future users; and where **crime and disorder**, and the **fear of crime**, do not undermine the quality of life or community cohesion and resilience.

Para 141. The quality and character of places can suffer when advertisements are poorly sited and designed. A separate consent process within the planning system controls the display of advertisements, which should be operated in a way which is simple, efficient and effective. Advertisements should be subject to control only in the interests of amenity and public safety, taking account of cumulative impacts.

Kirklees Local Plan (February 2019)

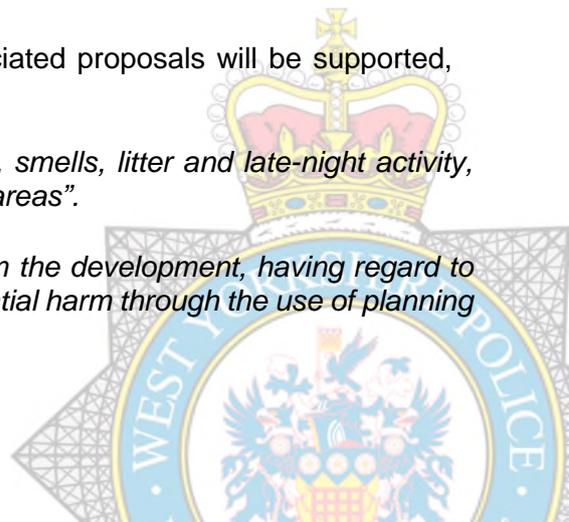
Policy LP16 – Food and drink uses in the evening economy

Proposals for food and drink, licensed entertainment uses, and associated proposals will be supported, provided they are located within a defined centre, and subject to:

Sections – (b) – *“the impacts of noise, general disturbance, fumes, smells, litter and late-night activity, including those impacts arising from the use of external areas”.*

(c) – *“the potential for anti-social behaviour to arise from the development, having regard to the effectiveness of available measures to manage potential harm through the use of planning conditions and / or obligations”.*

(e) – *“highway safety”.*



Policy LP24 supports the above statement and mentions that new developments should incorporate crime prevention measures to achieve:

Section (e) – *“the risk of crime is minimised by enhanced security, and the promotion of well – defined routes, overlooked streets and places, high levels of activity and well –designed security features”.*

Policy LP47 - Healthy, active and safe lifestyles

Healthy, active and safe lifestyles will be enabled by:

Section (l) – *“supporting appropriate initiatives which address poor health indicators and anti-social behaviour in the district”.*

Kirklees Supplementary Planning Documents

Hot Food Takeaway SPD (September 2022)

Policy HFT 6 - Takeaway design and community safety

4.35 - *“Hot food takeaways can make a valuable contribution to the vibrancy of the night-time economy. In this context, when considering proposals for hot food takeaways it is important to ensure that the safety of both takeaway operators and users as well as residential amenity in the local area is considered. The aim is to manage the impact of people congregating around such venues which could lead to problems of noise, disturbance and anti-social behaviour”.*

4.36 – *“It is therefore important to consider community safety in the design of the takeaway. This will include associated outdoor spaces and the consideration of natural surveillance as well as reducing the risk of conflict with vehicles. Many hot food takeaways are focused on the night-time economy, so it is also important to consider the impact of premises which are closed during the day through consideration of the design of shutters, shop fronts and natural surveillance to seek to ensure a welcoming environment at all times of the day. Such design elements will be considered in accordance with the Local Plan Design Policy (LP24)”.*

4.37 – *“Local Planning Authorities are required to take Section 17 of the Crime and Disorder Act into account when making decisions on planning applications and this would involve consideration of whether a proposal would generate crime and disorder if it were to be approved. The West Yorkshire Police Designing Out Crime Officer at Kirklees Council will assess the merits of individual applications following consultation with West Yorkshire Police and an assessment of crime data in the area. Where potential crime and disorder concerns are identified, it is likely they will recommend refusal or amendment of the application”.*

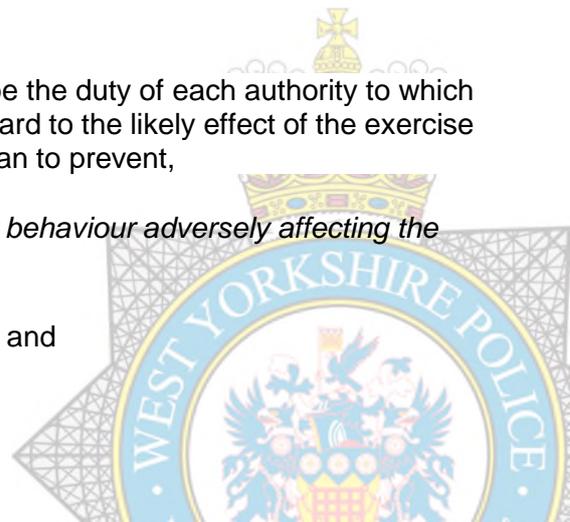
4.38 – *“The Council will also liaise with ‘Safer Kirklees’, the Kirklees Community Safety Partnership which brings together various groups to enable the Council to consider community safety. This group will be able to advise on appropriate deterrent measures such as CCTV cameras”.*

Crime and Disorder Act, 1998

This report is submitted in the interests of crime prevention and addresses our collective responsibilities under:

Section 17 - Duty to consider crime and disorder implications.

- (1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent,
 - a) **“Crime and disorder** in its area (including anti-social and other behaviour adversely affecting the local environment”); and
 - b) *“The misuse of drugs, alcohol and other substances in its area”*; and
 - c) *“re-offending in its area”*.



Summary

West Yorkshire Police feel that the above recommendations would be beneficial to the security and safety of the site users. Therefore, it is advised that the points raised in this document should be implemented and any re-submitted plans from the applicant to be assessed by a Designing Out Crime Officer prior to a final planning decision.

Yours sincerely

Richard Thornton MSyI
Designing Out Crime Officer

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