Kirklees Council
Planning and Development Service
PO Box 1720
Huddersfield

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John Fay,
E3 Cube Ltd
Unit 23, Meridian Business Village
Hansby Drive
Liverpool
L24 9LG

Date: 11-Nov-2024
Our Ref: 2024/92901

Dear Sir

Application for a non-material amendment following a grant of planning permission, Town and Country Planning Act 1990

Non material amendment to previous permission no. 2024/91055 for Erection of second floor extension to the Powell building, erection of lift and demolition of temporary structure
Heckmondwike Grammar School, High Street, Heckmondwike, WF16 0AH
Application Number: 2024/92901

Thank you for your letter and plan received on 10-Oct-2024 regarding the above.

I am only able to consider non-material amendments to plans approved under a previous planning permission which are minor and do not materially change the appearance or character of the previously publicised scheme. The proposed alterations to the approved plans extend beyond this and hence I am unable to accept them. A new application will be required which will be subject to a further round of publicity and consultation.

The addition of external lighting causes the proposal to fall out of the original application's description and were therefore not assessed within the original application for planning permission.

The replacement of lighting would require assessment by KC Environmental Health due to the close proximity of neighbouring occupants. It would also require a site visit from Officer's in order to judge if the lighting directly impacts neighbouring occupants. In terms of the specification and the use of the lighting equipment because of the relationship between the Powell Building and residential homes, the equipment would require additional conditions to restrict illumination levels and hours of use. Such amendments sought are required to be fully considered as part of a new planning application.

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On the basis of the above, the proposed changes would not be acceptable under the non-material amendment procedure and as such is recommended for refusal.

It is not possible to issue a split decision for non-material amendments.

However, please be aware that these comments are offered without prejudice to the future decision of this Authority on the formal planning application.

The application forms and guidance notes are available from the Council's website and applications can be made on line.

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