Address: 150 Wakefield Road Huddersfield HD8 0LX

About the application

Application number: 2024/62/93494/W	
What is the application for?:	(amended plans) Erection of restaurant/café/bar, six guest rooms, exhibition/int
Address of the site or building:	Victoria Tower, Castle Hill, Lumb Lane, Almondbury, Huddersfield, HD4 6TA
Postcode:	

User comments

Type of comment: An objection
Do you wish your comments to be published on the website anonymously?

Dear Kirklees residents & Electors, this planning application change really was spring on us at the la
minute.

I have discovered the Guardianship and "Interests" in ownership can and should easily protect the s
it is just unclear if we need to be guardians or not. and on the deeds, or, due to the Kirklees Council
the whole site it is ON and due to our RIGHT of access, usage and occupation, it is looking like we c
need to be guardians to claim and enforce the interest.

I cannot really afford a lawyer now, I wish I had more time.

There are many more other things to say in objection but i am going to have to put them separately i
days and focus on a specific objection point in different submissions.

I just want to tell you this..... THE DEEDS we need to see. its £7 to get them from the government w
each. There is both a Freehold on the site and a leasehold.. i don't know what else. The dwelling sta
effects it too.
take note of this
1. Summary of leasehold.
https://search-property-
information.service.gov.uk/search/summary/wX2SVa7U_GnyK0EjxP13gg==/6Zm9siiqvwk_5r_G_m
2. Summary of Freehold.
https://search-property-
information.service.gov.uk/search/summary/D4TnzY6jaAVUSgwZdllTsA==/6Zm9siiqvwk_5r_G_mF
3. To obtain a copy of property deeds from Kirklees Council, you'll typically need to contact HM Lanc
Registry. If the property is registered, Land Registry will have a digital copy. If it's unregistered, you
need to contact the council or a solicitor for assistance.

This is the Good news here for us if correct, information ive gathered. It could be that we do Not nee
become a guardian due to our right of occupation and usage by public/council ownership. If this is th
we can simply protect by the "interest"

we can simply protect by the "interest

as follows....

search summery briefing A.
An "interest" in the ownership of property refers to a legal right or stake in that property, which can b
by the legal owner or by someone with a beneficial or equitable interest, (even if their name isn't on
deeds.) This interest can be comprehensive, encompassing the right to possess, use*, and transfer
property, or it can be a more limited entitlement to economic benefits or specific uses of the property

Public access Public owned Scheduled Monuments

The public have a right of occupation and usage of Castle Hill.
Scheduled monument 1005806 which everything else is within and on top of. containing the lease-h
freehold that i linked above.

Ancient Monuments and Archaeological Areas Act 1979 section 12 which is relevant to this law. her
https://www.legislation.gov.uk/ukpga/1979/46/section/12

Search Summary Briefing B.
Owner's Rights: Even with a local authority as guardian, any person with an "interest" in the monum
retains their rights and title to the monument, as if the guardianship hadn't been established, unless
deed specifies otherwise.

Ok, so this is the catch, we need to see the deeds, to see what deals Kirklees have been doing with
and out ancient heritage. i think that when there is no dwelling or sleeping accommodation or careta
have more rights. Like now. Also The council & Secretary of state can sometimes have less rights.

Is Kirklees council willing to publish the deeds to us to disclose the current agreements? all of them?
the end of July when this commenting closes? Can Cllr Alison Munro or Cllr Andrew Cooper put the
their Facebook page?

As it stands, It does not seem like I or anyone else needs to be a Guardian to declare the "interest"
protect the entire scheduled monument itself.

(declaration)

I, a registered Voter in Kirklees and Elector with a right of occupation night and day of the Schedule
Monument and a right of usage of the site, DECLARE INTEREST IN FULL OWNERSHIP. OR PART
OF THE AVAILABLE OWNSHIP OPTIONS.

I WANT TO OWN IT IN THE FUTURE WITHOUT ANY FURTHER INJURY OR DAMAGES TO THE
AND I DO NOT WANT TO OWN IT WITH THE THANDI PROPOSED BUILDING ON IT. THEREFO
PLEASE DO NOT BUILD IT. OR APPROVE THE BUILDING OF IT.

I WANT THE SITE TO ONLY HAVE EITHER NON PERMANENT STRUCTURES THAT DO NOT N
PLANNING AND DO NOT DAMAGE THE SITE FURTHER..... LIKE CELTIC ROUNDHOUSES.

OR ELSE, TO BE WHOLLY NATURE RESERVE, WILD FORAGING, ANIMALS, WILDLIFE FOR TI
COMMUNITY ALL NATURAL HEALTHY SURROUNDINGS, PLANTS, WOODLANDS, FOR
COMMUNITIES TO ENJOY AND VISIT.

IT IS NOT IN THE MIDDLE OF SHAP OR THE PEAK DISTRICT, THERE IS NO NEED TO TRAVE
TO NEED REFRESHMENTS, IT IS EVEN 10 MINUTES ONLY WALK FROM VILLAGE CENTRES.
IS NO NEED FOR A PERMANENT BUILDING.

I WILL ACHIEVE OWNERSHIP BY THE FOLLOWING METHODS

1. CREATE A FUND WHERE WE WILL COLLECT DONATIONS TO BUY THE MONUMENT

2. GET SPONSORS

3. WIN THE LOTTERY AND BUY IT

4, APPLY FOR A LOTTERY GRANT TO BUY IT.

THERE ARE AT LEAST 4 WAYS THAT THE INTEREST WILL BE ACHIEVED TO OBJECTIVE.

i HOPE THAT THIS IS SUPPORTED BY OTHER MEMBERS OF THE PUBLIC. WE HAVE NOT BE
GIVEN MUCH TIME. I HAVE DRAFTED 1 DOCUMENT ALREADY.

IF IT NEEDS ANYTHING FURTHER LEGALLY DUE TO THE DEEDS WHICH WE HAVE TO PAY T
THEM, £7 X 2 UNLESS THE COUNCIL RELEASES THE DEEDS TO US, FOR EXAMINATION BE
THE END OF THE MONTH.. we might need to get a solicitor, if it required the guardianship to enfor
interest.

But because it is not in the middle of private land somewhere, it is not looking like we need to be gua
to invoke the interest in ownership. only express and declare it.

Therefore I hope that we are right about this and no more tricks or surprises or other distress. I hope
sufficient to not require a lawyer. but it might help.

I have some other more general comments to make such as regarding the wildlife, nature and histor
aspects and about the past petitioning. which i will need to do later in the week.

Thank you and i hope that this is of some help. and effect.