



Application Number	
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KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY ONLY

Planning - PO Box 1720, Huddersfield, HD1 9EL  
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## 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

Suffix

Property Name

Address Line 1

Address Line 2

Address Line 3

Town/city

Postcode

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

Easting (x)  Northing (y)

Description

## Applicant Details

### Name/Company

Title

Mr

First name

Kenneth

Surname

Phillips

Company Name

### Address

Address line 1

Flat 1 Pollard Hall

Address line 2

279 Oxford Road

Address line 3

Gomersal

Town/City

Cleckheaton

County

Country

United Kingdom

Postcode

bd19 4px

Are you an agent acting on behalf of the applicant?

Yes

No

### Contact Details

Primary number

\*\*\*\*\* REDACTED \*\*\*\*\*

Secondary number

Fax number

Email address

## Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations?

- Yes  
 No

If Yes, please give detailed description of all such operations (includes the need to describe any proposal to alter or create a new access, layout any new street, construct any associated hard-standings, means of enclosure or means of draining the land/buildings) and indicate on your plans (in the case of a proposed building the plan should indicate the precise siting and exact dimensions)

1. To resurface the existing drive, retaining the existing drainage system all on a 'like for like' basis.
2. To take down existing garage parapet wall with the timber doors retained in place. Replace the corroded steel lintels. Clean down existing stone and rebuild as previous detail.

Does the proposal consist of, or include, a change of use of the land or building(s)?

- Yes  
 No

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

Driveway and garage are on site of an existing residential property (listed building grade 2\*) which has been in continuous residence for over 100 years. There is no intent to extend either the driveway or the garage building. The application is for repairs to both on a 'like for like' basis.

Previous contact with Planning Officer indicates that Certificate of Lawfulness would be appropriate.

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

- 1 Letter of 5th December 2024 from Planning and Development Service Ref 2024/20187
- 2 PH1 Location Plan
- 3 PH2 Site Plan
- 4 PH3 View of driveway
- 5 PH4 View 2 of driveway
- 6 PH5 Section thro existing garage door lintels
- 7 PH6 Elevation of garage
- 8 PH7 Corroded steel lintels

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

C3 - Dwellinghouses

### Information about the proposed use(s)

Select the use class that relates to the proposed use.

C3 - Dwellinghouses

Is the proposed operation or use

- Permanent  
 Temporary

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

Driveway and garage are on site of an existing residential property (listed building grade 2\*). The Lawful Development Certificate is being requested to cover remedial/repair works to the existing driveway and garage. Like for like materials are to be used on the driveway. Existing stone is to be re-used on the garage repair, with new steel lintels replacing existing corroded steel lintels. There is no intent to extend either the driveway or the garage building. The application is for repairs to both on a 'like for like' basis.

Previous contact with Planning Officer indicates that Certificate of Lawfulness would be appropriate.

## 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

**If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):**

Officer name:

Title

\*\*\*\*\* REDACTED \*\*\*\*\*

First Name

\*\*\*\*\* REDACTED \*\*\*\*\*

Surname

\*\*\*\*\* REDACTED \*\*\*\*\*

Reference

2024/21087

Date (must be pre-application submission)

10/09/2024

Details of the pre-application advice received

Reference letter attached 5.12.24 Ref 2024/21087

"It should be noted that providing the works to replace the tarmac form a like for replacement, it is likely that this would be permitted development. If formal confirmation of that is required then a certificate of lawfulness could be sought."

## 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

Kenneth Phillips

Date

08/03/2025