



Kirklees Council
Planning and Development Service
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Date: 23/06/2025
Our Ref: 2025/91013

Dear Sir

**PRIOR APPROVAL UNDER PART 18 FOR MEASURES IN THE INTEREST OF SAFETY
UNDER SECTION 10 OF THE RESERVOIRS ACT 1975, COMPRISING UPGRADED
SPILLWAY, EARTHWORKS AND ANCILLARY WORKS**

SLAITHWAITE RESERVOIR, BANK GATE, SLAITHWAITE, HUDDERSFIELD, HD7 5XE

APPLICATION NO: 2025/91013

I refer to your submission of details relative to the proposed development as described below which was received by the Local Planning Authority on 09/04/2025.

Prior approval is hereby granted for measures in the interest of safety under section 10 of the Reservoirs Act 1975, comprising upgraded spillway, earthworks and ancillary works at Slaithwaite Reservoir, Bank Gate, Slaithwaite, Huddersfield, HD7 5XE under Class A (development under local or private Acts or Order) of Part 18 (Miscellaneous development) of Schedule 2 of The Town and Country Planning (General Permitted Development) (England) Order 2015 SUBJECT TO the following conditions:

1. The development hereby permitted shall be carried out in complete accordance with the plans and specifications schedule listed in this decision notice, except as may be specified in the conditions attached to this permission, which shall in all cases take precedence.

Reason: For the avoidance of doubt as to what is being permitted and to accord with Policies LP2, LP24, LP35 of the Kirklees Local Plan and the National Planning Policy Framework.

2. Notwithstanding the submitted details, the spillway walls of the development hereby approved shall be externally clad in natural stone which shall be laid in courses to match the existing with all mortar pointing to be finished either flush or slightly recessed and no strap or ribbon pointing and thereafter be retained.

Reason: To provide a level of mitigation in relation to the less than substantial harm identified and in the interests of visual amenity to accord with policies LP24 and LP35 of the Kirklees Local Plan and the National Planning Policy Framework.

3. The development hereby approved shall be carried out in accordance with the tree protection measures set out in the Arboricultural Impact Assessment (P/12553, March 2025).

Reason: To protect trees in the interests of visual amenity and to accord with the requirements of Policies LP24 and LP33 of the Kirklees Local Plan and the National Planning Policy Framework.

4. Should the “bank stabilisation works” and/or “potential repairs required downstream from the final culvert weir” referred to in the Application for Prior Approval document (Canal and River Trust, April 2025) prove necessary, these works shall not commence until full details have been submitted to and approved in writing by the Local Planning Authority. The works shall then be carried out strictly in accordance with the details so approved.

Reason: In the interests of visual amenity to accord with policies LP24 and LP35 of the Kirklees Local Plan and the National Planning Policy Framework.

5. Should any works forming part of the development hereby approved result in damage to or other impacts upon the surfacing and/or widths of public footpaths COL/141/20, 50 and 60, these public footpaths shall be reinstated to their pre-development condition within six weeks of the damage or other impact occurring unless otherwise agreed in writing by the Local Planning Authority.

Reason: In the interests of visual amenity and maintaining the public rights of way network to accord with policies LP21, LP24 and LP35 of the Kirklees Local Plan and the National Planning Policy Framework.

NOTE: Public footpaths COL/141/20, 50 and 60 are within or are adjacent to your site and must not be interfered with or obstructed, prior to, during or after development works. The council’s Public Rights of Way team may be contacted by telephone 01484 221000 or by email: publicrightsofway@kirklees.gov.uk

NOTE: The changes to the access within the adopted highway at Holme Lane, to provide a dropped kerb, will need to be constructed under an agreement under Section 184 of the 1980 Highways Act (vehicle crossings over footways and verges). You are required to consult the Design Engineer (Kirklees Street Scene: 01484 221000) with regard to obtaining this permission and approval of the construction specification. Interference with the highway without such permission is an offence which could lead to prosecution.

Plans and specifications schedule:-

Plan type	Reference	Version	Date received
Red line boundary plan	P12553-JNB-XP-001-002-DR-C-0001	Rev P04	28/04/2025
Proposed works plan	P12553-ARC-00-XP-DR-CE-001	Rev P02	28/04/2025
Upper access track plan and sections	P12553-ARC-00-XP-DR-CE-004	Rev P02	28/04/2025
Spillway sections sheet 1 of 2	P12553-ARC-00-XP-001-002-DR-CE-0002	Rev P03	02/06/2025

Spillway sections sheet 2 of 2	P12553-ARC-00-XP-001-002-DR-CE-0003	Rev P03	02/06/2025
Application for Prior Approval	Canal and River Trust, April 2025		28/04/2025
Access and Lifting Report	Bentley, 19/03/2025	Rev P02	28/04/2025
Arboricultural Impact Assessment	Canal and River Trust, P/12553, March 2025		28/04/2025
Tree Replanting Scheme			28/04/2025
Indicative Visualisations	Canal and River Trust, April 2025		28/04/2025

Pursuant to article 35 (2) of the Town and Country Planning (Development Management Procedure) Order 2015 and guidance in the National Planning Policy Framework, the Local Authority have, where possible, made a pre-application advice service available, complied with the Kirklees Development Management Charter 2015 and otherwise actively engaged with the applicant in dealing with the application.

Customer Feedback

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

Mathias Franklin, Head of Planning and Development