



Application Number	
Date Logged	
Receipt No	Fee Received
Card	Other
KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY ONLY

Planning - PO Box 1720, Huddersfield, HD1 9EL  
E-mail: [planning.portal@kirklees.gov.uk](mailto:planning.portal@kirklees.gov.uk) Tel: 01484 414746

## Application for Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation Areas 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

Land off Roslyn Avenue, Netherton, Huddersfield, HD4 7EW

## Applicant Details

### Name/Company

Title

Mr

First name

Richard

Surname

Morton

Company Name

KCS Development Ltd

### Address

Address line 1

C/o Agent

Address line 2

ID Planning

Address line 3

Town/City

County

Country

Postcode

LS1 2DS

Are you an agent acting on behalf of the applicant?

Yes

No

## Contact Details

Primary number

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

Secondary number

Fax number

Email address

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

## Agent Details

Name/Company

Title

Mr

First name

Jonathan

Surname

Dunbavin

Company Name

ID Planning

## Address

Address line 1

9

Address line 2

York Place

Address line 3

Town/City

LEEDS

County

Country

Postcode

LS1 2DS

## Contact Details

Primary number

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

Secondary number

Fax number

Email address

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

## Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

OUTLINE APPLICATION FOR RESIDENTIAL DEVELOPMENT OF 82 DWELLINGS AND ASSOCIATED WORKS, WITH LAYOUT AND ACCESS AS CONSIDERATIONS

Reference number

2023/93503

Date of decision (date must be pre-application submission)

29/07/2024

**Please state the condition number(s) to which this application relates**

Condition number(s)

5 - Approved Plans &  
29, 32, 33, 34, 37, 39, 41

Has the development already started?

Yes

No

## Condition(s) - Variation/Removal

Please state why you wish the condition(s) to be removed or changed

The outline application sought approval of the 'layout', Harron Homes now wish to pursue their own layout and house types but Kirklees have confirmed this is not a reserved matter and therefore a S73 to alter the approved layout is required ahead of the submission of further Reserved Matters ("appearance", "landscape" and "scale")

If you wish the existing condition to be changed, please state how you wish the condition to be varied

Updated Layout to reflect Harron Homes product.

Confirmation of reliance for all supporting reports submitted with the original outline application can be provided upon request.

## 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

2024/21370

Date (must be pre-application submission)

30/05/2025

Details of the pre-application advice received

Layout cannot be a RM and therefore should be a S73 application prior to submission of a RM application.

# Ownership Certificates and Agricultural Land Declaration

## Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

- Yes  
 No

Can you give appropriate notice to all the other owners/agricultural tenants? (Select 'Yes' if there are no other owners/agricultural tenants)

- Yes  
 No

### Certificate Of Ownership - Certificate B

I certify/ The applicant certifies that:

- I have/The applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner\* and/or agricultural tenant\*\* of any part of the land or building to which this application relates; or  
 The applicant is the sole owner of all the land or buildings to which this application relates and there are no other owners\* and/or agricultural tenants\*\*.

\* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

\*\* "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

Owner/Agricultural Tenant

<p><b>Name of Owner/Agricultural Tenant:</b> ***** REDACTED *****</p> <p><b>House name:</b></p> <p><b>Number:</b></p> <p><b>Suffix:</b></p> <p><b>Address line 1:</b> Trueman House,</p> <p><b>Address Line 2:</b> Capitol Boulevard,</p> <p><b>Town/City:</b> Morley,</p> <p><b>Postcode:</b> LS27 0TS</p> <p><b>Date notice served (DD/MM/YYYY):</b> 03/07/2025</p> <p><b>Person Family Name:</b></p>
---

Person Role

- The Applicant  
 The Agent

Title

Mr
----

First Name

Jonathan
----------

Surname

Dunbavin

Declaration Date

03/07/2025

Declaration made

## Declaration

I/We hereby apply for Removal/Variation of a condition 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

Joe Flanagan

Date

03/07/2025