

**KIRKLEES METROPOLITAN COUNCIL
INVESTMENT & REGENERATION SERVICE**

DEVELOPMENT MANAGEMENT

Town and Country Planning Act 1990 (as amended)

**DELEGATED DECISION TO DETERMINE PLANNING APPLICATIONS -
REGULATION 3 TOWN AND COUNTRY PLANNING GENERAL
REGULATIONS 1992 (AS AMENDED)**

Reference No: **2025/48/93235/E**

Site Address: The Cross, Wyke Lane/Cross Street, Oakenshaw

Description: Removal of the Cross and reinstatement within the grass verge on Cross Street/Wyke Lane (Listed Building)

Recommending Officer: Edward Cheseldine

DECISION - Refuse

I hereby authorise the refusal of this application for the reasons set out in the minutes of the 29 January 2026 District Wide Planning Committee and recommendation annexed below in respect of the above matter as per the resolved decision of the District-Wide Planning Committee.

Kirsty Nicholls

AUTHORISED OFFICER

Date: 12-Feb-2026

Decision Authorisation – Committee Decision

Committee: District Wide Planning Sub Committee

Date of Committee: 29 January 2026

Application Number: 2025/93235

Officer Recommendation: Delegate APPROVAL of the application and the issuing of the decision notice to the Head of Planning and Development in order to complete the list of conditions

Committee Decision: Refuse planning permission

Summary of Committee Decision

The planning application was heard at the 29/01/2026 meeting of the District Wide Planning Committee. Members discussed the application as follows:

- (i) the listed monument should be returned to its original location as the repositioning would impact upon the heritage asset
- (ii) the archaeological foundations need to be maintained
- (iii) the original location is in keeping with the area
- (iv) the relocation of the structure would impact upon the heritage asset, pride of place and historical significance.

Members resolved to refuse the application contrary to officer recommendation for the following reasons:

1. The proposed development would result in harm to the setting of a designated heritage asset (Oakenshaw Cross), which provides important visual, historical and social benefits to the wider area, with no public benefits to outweigh such harm.

The re-siting of the Cross will negatively impact the heritage asset and will diminish the long views along Wyke Lane and Sykes Lane. The new siting of the Cross will adversely affect the historical setting, pride of place and historical significance of the Cross, displacing an important historical asset from its place within the intersection of Wyke Lane.

It would remove the important vistas from Wyke Lane, whilst enclosing the listed assets to a site of which will be impenetrable to the wider area. To permit the development would be contrary to Policies LP24 and LP35 of the Kirklees Local Plan, paragraphs in Chapter 16 of the National Planning Policy Framework.

1. The proposed development, due to scale and positioning would have a detrimental impact on the archaeological foundations of the Cross. The below ground foundations would be adversely impacted and could not be affectively controlled by the re-siting of the heritage asset. To permit the development would be contrary to Policies LP24 and LP35 of the Kirklees Local Plan, paragraphs in Chapter 16 of the National Planning Policy Framework.

Plans and specifications schedule:-

Plan Type	Reference	Version	Date Received
Location plan	LA-01	RevA	16 January 2026
Proposed site plan	HD/25/67355 /PL-1B	RevA	15 January 2026
Topographical survey	LA-02	-	25 November 2025
Landscaping plan	LA-03	RevA	15 January 2026
Cross section / contours plan	LA-04	-	25 November 2025
Street furniture & interpretations board	LAD699	-	25 November 2025
Tree constraints plan	-	-	25 November 2025
Arboricultural implications plan	-	-	25 November 2025
Archaeological feature plan	-	-	25 November 2025
Structural works specification	Y19	-	12 January 2026
Arboricultural Report & Impact Assessment	23498/ChC	-	25 November 2025
Highways statement	-	-	25 November 2025
Highway construction GC	GC-1A	-	25 November 2025
Highways plan existing	PL-2A	-	25 November 2025
Highways plan interim	PL-3A	-	25 November 2025
Highways plan existing cross elevation	PL-4A	-	25 November 2025
Engineering plans existing	Y19/102	-	25 November 2025
Engineering relocation plan 1	Y19/Sk01	-	25 November 2025
Engineering relocation plan 2	Y19/Sk02	-	25 November 2025
Engineering relocation plan 3	Y19/Sk03	-	25 November 2025
Archaeological illustrations	OKN25	-	25 November 2025
Archaeological drawings	OCB21	-	25 November 2025

Plan Type	Reference	Version	Date Received
Material specification	LAD699	-	25 November 2025
Visual interpretation	-	-	25 November 2025
Landscape interpretations	LAD699	-	25 November 2025
Historical disc	LAD699	-	25 November 2025
Heritage statement	14106	-	25 November 2025
Planning statement	V1.1	-	25 November 2025
Design and access statement	634 V1.1	-	25 November 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 Planning Authority have, where possible, made a pre-application advice service available, complied with the Kirklees Development Management Charter 2024 and otherwise actively engaged with the applicant in dealing with the application.

During the course of the application, the following amended plans were submitted for consideration:

- Location plan LA-01 revA – 16 January 2026
- Site plan HD/25/67355 /PL-1B - 15 January 2026
- Landscaping plan LA-03 revA - 15 January 2026

The changes set out to indicate the ownership of the grass verge which the cross will be situated in, identifying it as land owned by Kirklees Council.

The following additional information was submitted for consideration:

- Specification: Structural Works, authored by Blackett-Ord, reference Y19, dated November 2025 - received 12 January 2026.

The document sets out materials and methods to be used during the erection of the monument including mortar, stone repair, foundations.

Report Dated: 10 February 2026

