

**Consultation Response from KC,
Lead Local Flood Authority**

2026/90080 land off, Fieldhead Lane, Birstall, Batley

Discharge of details reserved by conditions 14 (drainage to be provided) and 19 (drainage management arrangements) on previous permission 2022/92583 for variation of conditions 5 (footway), 14 (drainage) on previous permission 2017/93347 for outline application for erection of 32 dwellings

Date Responded: 3rd February 2026

Responding Officer: Paul Farndale

Responding Ref: 1

Drainage conditions 14 and 19 are not standard Kirklees Council conditions and were not suggested by Flood Management. We therefore do not feel we are able to discharge them.

Condition 14 is NOT a pre-commencement condition and therefore simply refers to maps, drawings and calculations that will be used on this site that should be used.

Condition 19 refers to the LEGAL and FUNDING MECHANISMS of a management company with regard to the maintenance and management of on site surface water sewerage and separately, watercourse management.

The management company should be set up via a Section 106 agreement under Town and Country Planning Act 1990. How the governance set up legally and how it is to be funded are not under the LLFA's remit or skill set.