

22nd October 2026

Kirklees Council
Planning Team

Via Planning Portal
Reference: **PP-15283053**

Dear Sir/Madam

APPLICATION FOR CERTIFICATE OF LAWFUL USE AT DEWSBURY MOOR ARLFC UNDER SECTION 192 OF THE TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)

Dewsbury Moor ARLFC occupies an area of land and buildings at 229 Heckmondwike Road, Dewsbury, WF13 3NU.

The ARLFC has a number of extant planning consents which include:

- 2023/93301 – Erection of detached single storey hospitality building (modified proposal): Approved.
- 2022/62/93672/E Erection of detached single storey hospitality building: Approved.
- 2015/92256 – Change of use of redundant land to sports training ground: Approved.
- 2013/91713 - Outline application for erection of two storey clubhouse: Approved.
- 95/90945 – Formation of rugby field, erection of stand and floodlights: Approved.

Subsequent planning conditions have been discharged.

V2 Power Ltd are proposing to install an EV charging unit and associated ancillary infrastructure in the existing car park located to the southwest of the clubhouse.

The area has been used for lawful parking for many years in accordance with its consents.

Details of the proposed infrastructure are provided in plans submitted alongside this application:

- V2P-A1-018 Location Plan
- V2P-A1-018 Layout Plan
- V2P-A1-018 Elevation Plan
- V2P -A1-018 Site Sections

Certificate of Lawful Use for Proposed Development

This application requests that a Certificate of Lawfulness for Proposed Use is issued which confirms that the addition of the EV charging upstand and associated equipment on the existing parking area is lawful.

It is considered appropriate that the additions can be carried out *Part 2 Class E of the Town and Country Planning (General Permitted Development) (England) Order 2015 (GDPO) as amended on 21.10.26* which allows:

“E. (1) The installation, alteration or replacement of an upstand with an electrical outlet mounted on it for recharging electric vehicles

(a) within an area lawfully used for off-street parking; or

(b) within any other area within the curtilage of a dwellinghouse or block of flats.”.

Section E.1 sets out development not permitted under this class, these criteria are assessed below in association with the proposed use:

Development not permitted	
E.1—[F4(1)] Development is not permitted by this class if the upstand and the outlet would—	
in relation to an upstand and outlet—	
a) exceed the relevant height limit in the table from the surface used for the parking of vehicles— i) non-domestic area lawfully used for off-street parking – 2.7m ii) any other location – 1.6m	The proposed infrastructure is not within the curtilage of a dwelling house or block of flats. The EV upstand is 1.9m in height and therefore accords with the requirements.
a) in the case of development permitted by paragraph E (1)(b) be within a conservation area;	The site is not within a Conservation Area
F8(b).	N/A
(c) be within a site designated as a scheduled monument;	The location is not within a site designated as a scheduled monument.
(d) be within the curtilage of a listed building; or	The location is not located within the curtilage of a listed building.
(e) result in more than 1 upstand being provided for each parking space.	There is 1 upstand being proposed for 2 parking spaces.

Development is not permitted by paragraph E(2)(a) if the equipment would not be contained within equipment housing the installation of which would be permitted by this Class.	
(3) Development is not permitted by paragraph E(2)(b) if—	
(a) removed by recent modification	N/A
(b) the equipment housing would—	
(i) result in the cumulative volume of equipment housing installed under Class E within that non-domestic area exceeding 45 cubic metres	The unit does not exceed 45m ³ .
(ii) exceed 3 metres in height from the level of the surface used for the parking of vehicles;	The unit does not exceed 3m.
(iii) be within 5 metres of a highway;	The unit is not within 5m of the highway
(iv) be within 10 metres of the curtilage of a dwellinghouse or block of flats;	The unit is not within 10m of the curtilage of a dwellinghouse or block of flats.
(v) be within a site designated as a scheduled monument;	The unit is not within a site designated as a scheduled monument.
(vi) be within the curtilage of a listed building.]	The unit is not within the curtilage of a listed building.
(c) Where the cumulative volume of equipment housing installed within that non domestic area would exceed 29 cubic meters, it would be -	The cumulative volume does not exceed 29 cubic meters
(i) within a site of special scientific interest;	The site is not within a SSSI
(ii) within a European site; or	The site is not within a European Site
(iii) used for the display of an advertisement.	The site is not used for the display of an advert

The proposed EV charger and associated equipment is considered to be permitted development under Part 2 Class E of the GDPO.

It is therefore respectfully requested that a Certificate of Lawful Use is issued for the EV charging installation as soon as practicable.



I would be happy to discuss these additions with you should it be helpful.

Yours Sincerely

Sharon Queeney

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