Application Number	
Date Logged	
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Card	Other
KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY ONLY

Planning - PO Box 1720, Huddersfield, HD1 9EL
E-mail: planning.portal@kirklees.gov.uk **Tel:** 01484 414746

Application for a Lawful Development Certificate for a Proposed Use or Development

Town and Country Planning 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

Harveys Drive Thru

Address Line 1

Waterloo Road

Address Line 2

Waterloo

Address Line 3

Kirklees

Town/city

Huddersfield

Postcode

HD5 0AH

Description of site location must be completed if postcode is not known:

Easting (x)

417636

Northing (y)

416587

Description

Applicant Details

Name/Company

Title

Huddersfield

First name

Becky

Surname

Kinder

Company Name

Adelphi Holdings Ltd.

Address

Address line 1

Adelphi

Address line 2

Tandem Works,

Address line 3

Wakefield Road,

Town/City

Huddersfield

County

West Yorkshire

Country

United Kingdom

Postcode

HD5 0AN

Are you an agent acting on behalf of the applicant?

◯ Yes
⊘ No

Applicant Contact Details

Primary number

***** REDACTED ******

Secondary number

Fax number

Email address

***** REDACTED ******

Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations?

- [x] Yes
- [ ] No

If Yes, please give detailed description of all such operations (includes the need to describe any proposal to alter or create a new access, layout any new street, construct any associated hard-standings, means of enclosure or means of draining the land/buildings) and indicate on your plans (in the case of a proposed building the plan should indicate the precise siting and exact dimensions)

The development proposes the installation of fencing and landscaping to secure the site boundary, as shown on the submitted drawings. The existing Wakefield Road access will be permanently closed to vehicles and retained for pedestrian use only. The fencing will be positioned slightly back from the junction to maintain adequate visibility splays and provide clear sight lines.

Does the proposal consist of, or include, a change of use of the land or building(s)?

- [x] Yes
- [ ] No

If Yes, please give a full description of the scale and nature of the proposed use, including the processes to be carried out, any machinery to be installed and the hours the proposed use will be carried out

Proposed change in use of the existing single-storey detached building from its existing drive-through restaurant use (Class E(b)) to use by Adelphi Holdings for the assembly of machines/equipment, falling within Class E(g)(iii). No manufacture of components, metalworking or fabrication will take place on the premises and no large-scale industrial machinery will be used.

The proposed operating hours are 07:30–16:30 Monday to Thursday and 07:30–12:30 Friday. There will be no routine evening or weekend working.

If Yes, please fully describe the existing or the last known use, with the date when this use ceased

Hot food takeaway with drive-through. 30.10.2026

Has the proposal been started?

- [ ] Yes
- [x] No

Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful

The application site comprises an existing single-storey detached drive-through restaurant building with associated parking. The existing use is understood to fall within Use Class E, specifically Class E(b), being the sale of food and drink for consumption mostly on the premises. The applicant is the new owner of the premises, Adelphi Holdings.

The purpose of this application is to obtain a Lawful Development Certificate confirming the proposed use of the existing building for the assembly of machines/equipment. No manufacture of components or metalworking will take place at the premises.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application

Select the use class that relates to the existing or last use.

E(b) - Sale of food and drink for consumption mostly on the premises

Information about the proposed use(s)

Select the use class that relates to the proposed use.

E(g)(iii) - Industrial processes - Except where not suitable in a residential area

Is the proposed operation or use

- [x] Permanent
- [ ] Temporary

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

The proposed use is the permanent use of the existing single-storey detached building for the assembly of machines and equipment by Adelphi Holdings. The proposed activity will involve the assembly of machinery/equipment from components supplied to the premises. The business will not manufacture the individual components or undertake metalworking or other fabrication processes at the site. No large-scale industrial machinery will be used.

The proposed hours of operation will be 07:30 to 16:30 Monday to Thursday and 07:30 to 12:30 on Friday. There will be no routine evening or weekend working.

The applicant considers that the proposed activity falls within Use Class E(g)(iii), industrial processes which can be carried out in a residential area without detriment to its amenity. The proposed use is intended to be undertaken within the existing building and will be a low-intensity assembly operation, without significant industrial machinery, metalworking or manufacturing of components.

The applicant therefore seeks a Lawful Development Certificate confirming that the proposed use of the premises as described is lawful within Use Class E(g)(iii).

Community Infrastructure Levy

Your development may be liable for a charge under the Community Infrastructure Levy if it involves new or additional gross internal area for residential and non-residential buildings, including extensions or a new dwelling. If your scheme is liable, this charge is payable after development begins.

Information on the CIL charges can be found on the local authority website. In London both Mayoral and local borough CIL charges may be applicable.

Your answers below, and in the application, will enable the local authority to establish if your development is liable for a charge and to calculate it accurately.

Further information on CIL, and what to do if you are liable can be found on the Planning Portal.

It is an offence for a person to knowingly or recklessly supply information which is false or misleading in a material respect to a collecting or charging authority in response to a requirement under the Community Infrastructure Levy Regulations (2010) as amended (regulation 110, SI 2010/948). A person guilty of an offence under this regulation may face unlimited fines, two years imprisonment, or both.

Liability for CIL

Does the application include new build development (including extensions and replacement) of 100 square metres gross internal area or above?

◯ Yes
⊘ No

Note: Answer No if either:

- the new or additional internal area only relates to a building into which people do not normally go or only go into intermittently for the purposes of inspecting or maintaining fixed plant or machinery; or
- the new or additional internal area solely relates to an internal/mezzanine floor and no other works or change of use are proposed.

Does the application include creation of one or more new dwellings (including residential annexes) either through new build or conversion (except the conversion of a single dwelling house into two or more separate dwellings with no additional gross internal area created)?

◯ Yes
⊘ No

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

Not known / informal advice

Date (must be pre-application submission)

28/08/2026

Details of the pre-application advice received

Informal advice has been sought from the Kirklees Local Development Team regarding the proposed use of the existing premises. The applicant has been advised that an application for a Lawful Development Certificate for a Proposed Use is the appropriate means of obtaining formal confirmation of the proposed planning use. The proposal is to use the existing Class E premises for the assembly of machines/equipment, with no manufacture of components or metalworking and no large industrial machinery. The proposed operation is intended to fall within Class E(g)(iii).

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

◯ Yes
⊘ No

Interest in the Land

Please state the applicant's interest in the land

⊘ Owner
◯ Lessee
◯ Occupier
◯ Other

Declaration

I/We hereby apply for Lawful development: Proposed use 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

Rebecca Kinder

Date

05/11/2026