

Contact Officer: Andrea Woodside

## KIRKLEES COUNCIL

### PLANNING SUB-COMMITTEE (HEAVY WOOLLEN AREA)

**Thursday 9th November 2023**

Present: Councillor Eric Firth (Chair)  
Councillor Ammar Anwar  
Councillor Adam Gregg  
Councillor Steve Hall  
Councillor John Lawson  
Councillor Gwen Lowe  
Councillor Andrew Pinnock  
Councillor Jackie Ramsay  
Councillor Joshua Sheard  
Councillor Mohan Sokhal

Apologies: Councillor Timothy Bamford  
Councillor Mussarat Pervaiz

- 1 Membership of the Sub-Committee**  
Apologies for absence were received from Councillors Bamford and Pervaiz.  
  
Councillor Sokhal substituted for Councillor Pandor.
- 2 Minutes of Previous Meeting**  
**RESOLVED** – That the Minutes of the Meeting held on 21 September 2023 be approved as a correct record.
- 3 Declaration of Interests and Lobbying**  
No interests were declared.
- 4 Admission of the Public**  
It was noted that all agenda items would be considered in public session.
- 5 Deputations/Petitions**  
No deputations or petitions were received.
- 6 Public Question Time**  
No questions were asked.
- 7 Site Visit - Application No: 2023/90434**  
Site visit undertaken.
- 8 Site Visit - Application No: 2022/92616**  
Site visit undertaken.

**9 Application to record Moor Lane, Farnley Tyas, as a public footpath/bridleway on the Definitive Map and Statement**

The Sub Committee gave consideration to an application to record Moor Lane, Farnley Tyas, as a public footpath/bridleway on the Definitive Map and Statement.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Susan Taylor (Kirklees Bridleway Group) and Helen Leitch (Huddersfield Rucksack Group).

**RESOLVED** That approval be given to make a Definitive Map Modification Order under section 53(3)(c)(i) of the Wildlife and Countryside Act 1981 to record Moor Lane, between Farnley Road and Manor Road, Farnley Tyas, as a restricted Byway on the Definitive Map and Statement, and that a further report be submitted to a future meeting to consider the Council's position on confirmation of the Order.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Anwar, E Firth, Gregg, S Hall, Lowe, A Pinnock, Ramsay and Sokhal (8 votes)

Against: Councillor Gregg (1 vote)

**10 Application for a Definitive Map Modification Order (DMMO) to record a Public Right of Way from Definitive Public Footpath at Upper High Fields to Woodsome Road at Farnley Tyas, Kirkburton on the Definitive Map and Statement**

The Sub Committee gave consideration to an application for a Definitive Map Modification Order to record a Public Right of Way from Definitive Public Footpath at Upper High Fields to Woodsome Road at Farnley Tyas, Kirkburton, on the Definitive Map and Statement.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Frances Holmes (Farnley Tyas Action Group) and Jane Faulkner (Farnley Tyas Action Group).

**RESOLVED** - That approval be given to make a Definitive Map Modification Order under Section 53(3)(c)(i) of the Wildlife and Countryside Act 1981 to record a public footpath on the Definitive Map and Statement from Definitive Public Footpath 55/10 at Upper High Fields to Woodsome Road at Farnley Tyas, Kirkburton on the Definitive Map and Statement and to confirm the order if unopposed, or support confirmation of the Order if opposed.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Anwar, E Firth, Gregg, S Hall, J Lawson, Lowe, A Pinnock, Ramsay and Sokhal (9 votes)

Against: (no votes)

**11 Planning Application - Application No: 2022/92619**

The Sub Committee gave consideration to Application 2022/92619 – Change of use of land and formation of skate park at Royds Park, Bradford Road, Rawfolds, Cleckheaton.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Jordan Saville (local resident), Simon Fagg (on behalf of the applicant) and Ed Atkinson (on behalf of the applicant).

**RESOLVED** – That authority be delegated to the Head of Planning and Development to approve the application, issue the decision notice and complete the list of conditions including matters relating to;

- standard timescale for implementation of permission
- development to be carried out in accordance with the approved plans
- planting schedule to be submitted comprising native species
- submission of construction management plan
- erection of protective fencing in accordance with British Standard BS 5837 shall be erected around the canopy extent of adjacent trees
- the installation of CCTV (additional condition requested by Sub-Committee)

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors E Firth, Gregg, S Hall, J Lawson, Lowe, Ramsay, A Pinnock and Sokhal (8 votes)

Against: Councillor Anwar (1 vote)

**12 Planning Application - Application No: 2023/90434**

The Sub Committee gave consideration to Application 2023/90434 – change of use of ground floor of vacant public house (Sui Generis – drinking establishment) to community centre with a small prayer room (Class F1) at Babes in the Wood, 1039 Leeds Road, Woodkirk, Dewsbury.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Jeremy Parkinson (local resident) and Haris Kasuji (applicant's agent).

Under the provisions of Council Procedure Rule 36(3), the Sub-Committee received a representation from Councillor H Zaman (local member).

**RESOLVED** – That authority be delegated to the Head of Planning and Development to approve the application, issue the decision notice and complete the list of conditions including matters relating to;

- timeframe for commencement of development
- development to be carried out in accordance with the submitted plans and information

## **Planning Sub-Committee (Heavy Woollen Area) - 9 November 2023**

- development to be completed in accordance with the submitted sounds attention scheme specified in the noise breakthrough assessment authored by Nova Acoustics (6 April 2023 Ref NP-009258)
- submission of a noise management plan before the development is first brought into use and thereafter implemented before the use commences, reviewed periodically and retained thereafter
- bollards to be erected in accordance with plan 22265-D02-C before the development is first brought into use and thereafter detained
- hours of use restriction and restriction on permitted use (additional condition requested by the Sub-Committee)

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Anwar, E Firth, S Hall, J Lawson, A Pinnock and Sokhal (6 votes)

Against: (no votes)

Abstained: Councillors Gregg and Lowe