

Application for a Lawful Development Certificate for a Proposed use or development.
Town and Country Planning Act 1990: Section 192, as amended by section 10 of the Planning and
Compensation act 1991.
Town and Country Planning (Development Management Procedure) (England) Order 2015

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.

1. Site Address

Number	
Suffix	
Property name	Hmp Haverigg
Address line 1	North Lane
Address line 2	
Address line 3	
Town/city	Haverigg
Postcode	LA18 4NA
Description of site location must be completed if postcode is not known:	
Easting (x)	314483
Northing (y)	479119
Description	

2. Applicant Details

Title	Mr
First name	Mark
Surname	Hoult
Company name	Her Majesty's Prison and Probation Service
Address line 1	5 Wellington Place
Address line 2	Area 2.11
Address line 3	
Town/city	Leeds

2. Applicant Details

Country	<input type="text" value="United Kingdom"/>
Postcode	<input type="text" value="LS1 4AP"/>
Are you an agent acting on behalf of the applicant? <div><input checked="" type="radio"/> Yes <input type="radio"/> No</div>	
Primary number	<input type="text"/>
Secondary number	<input type="text"/>
Fax number	<input type="text"/>
Email address	<input type="text"/>

3. Agent Details

Title	<input type="text" value="Ms"/>
First name	<input type="text" value="Sarah"/>
Surname	<input type="text" value="Myers"/>
Company name	<input type="text" value="Cushman & Wakefield"/>
Address line 1	<input type="text" value="Cushman & Wakefield"/>
Address line 2	<input type="text" value="1 Marsden Street"/>
Address line 3	<input type="text"/>
Town/city	<input type="text" value="MANCHESTER"/>
Country	<input type="text"/>
Postcode	<input type="text" value="M2 1HW"/>
Primary number	<input type="text"/>
Secondary number	<input type="text"/>
Fax number	<input type="text"/>
Email	<input type="text"/>

4. Description of Proposal

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

☒ 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)

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

☐ Yes ☒ No

Has the proposal been started?

☐ Yes ☒ No

5. Grounds for Application

Information about the existing use(s)

5. Grounds for Application

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

Please refer to the accompanying supporting statement and drawings.

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

Please refer to the accompanying supporting statement and drawings DR-A-1600 Rev3 Site Location Plan, DR-A-1601 Rev3 Proposed Ground Mounted PV Generation Layout Plan, and LUC-11357-LD-PLN-112 Landscape Proposals Plan.

Select the use class that relates to the existing or last use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

C2A - Secure residential institutions

Information about the proposed use(s)

Select the use class that relates to the proposed use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Other

Other

Sui Generis

Is the proposed operation or use

☐ Permanent ☒ Temporary

If Temporary please give details

Panels will be removed once they are no longer operational and the site will be fully restored.

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

The development complies with Class C of Part 19 of the General Permitted Development Order (2015).

6. 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

7. 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

First name

Surname

7. Pre-application Advice

Reference

Date (Must be pre-application submission)

05/03/2021

Details of the pre-application advice received

I write further to your submission regarding the proposal by the MoJ to install ground mounted solar PV arrays on a site to the immediate west of HMP Haverigg Prison's boundary.

Thank you for providing the additional information requested. Taking this into account and having discussed the matter further with the Council's Solicitor we now accept that the land on which the PV arrays are to be sited constitutes operational crown land, although it has no current specific use we agree it remains as land 'held for' such operational purposes.

I conclude therefore that it is our opinion that the proposal as outlined in the documents submitted on 6 January 2021 with the initial enquiry, together with the additional information provided since, constitutes Permitted Development in accordance with Class C, Part 19 of the Town and Country Planning (General Permitted Development)(England) Order 2015, as amended.

8. 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.

☐ Yes ☒ No

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?

9. Interest in the Land

Please state the applicant's interest in the land

- ☒ Owner
- ☐ Lessee
- ☐ Occupier
- ☐ Other

10. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form 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. ☒

Date (cannot be pre-application)

25/10/2021