BARNSLEY
Metropolitan Borough Council

Planning and Building Control
Economic Regeneration - Place Directorate
Barnsley Metropolitan Borough Council, PO Box 634, Barnsley, S70 9GG
DevelopmentManagement@barnsley.gov.uk
www.barnsley.gov.uk/services/planning-and-buildings

Application for a Lawful Development Certificate for an Existing use or operation or activity including those in breach of a planning condition.

Town and Country Planning Act 1990: Section 191 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	Montgomery House
Address line 1	Sheephouse Wood
Address line 2	
Address line 3	
Town/city	Stocksbridge
Postcode	S36 4GS

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

Easting (x)	424558
Northing (y)	399681

Description

Old fox's swireworks

2. Applicant Details

Title	Mr
First name	Edward
Surname	Hoyle
Company name	
Address line 1	Montgomery House
Address line 2	Sheephouse Wood
Address line 3	

2. Applicant Details

Town/city	Stocksbridge
Country	United Kingdom
Postcode	S36 4GS
Primary number	
Secondary number	
Fax number	
Email address	

Are you an agent acting on behalf of the applicant? ○ Yes ◉ No

3. Agent Details

No Agent details were submitted for this application

4. Description of Use, Building Works or Activity

Please indicate why you are applying for a lawful development certificate

- ○ An existing use
- ○ Existing building works
- ◉ An existing use, building work or activity in breach of a condition

Being a use, building works or activity which is still going on at the date of this application

If Yes, to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to

Use Classes	B2 - General industrial

5. Description of Existing Use, Building Works or Activity

Please fully describe each existing use, building works or activity for which you want the lawful development certificate. Where appropriate, show to which part of the land each use, building works or activity relates

In 2016, with the aid of Barnsley council and Leeds Development we moved our individual sites into a single large open building here in Stocksbridge, where we manufacture motorised horseboxes and horse trailers for the equine sports and leisure industry. We are the UK's largest and most recognisable name, having customers from royalty, international Olympic teams and the general public utilising our products. At the outset of our move we installed 2 biomass boilers to provide heat for our building (some 400 metres long). These are registered with Ofgem

We recently added a further two bio-mass boilers housed in a shed structure, replacing a previous out-building. In our application to Ofgem to register these additional boilers, they advise us that under their changing application processes we now need planning consent.

The boilers are used to warm the large building. We have no gas supply and only electrical power supplied by the Stocksbridge steelworks (currently Speciality Steels UK). The additional boilers were added because the two previously installed ones didn't provide sufficient heat for the workforce in our large open plan building, especially in winter.

We also decided to use one of the additional boilers (in conjunction with an existing one) to provide 'drying heat' for a commercial paintshop as part of our manufacturing process as a means to re-coop some of the huge cost.

The 'shed' mentioned is along side the main building, as illustrated in the accompanying information and we are urgently seeking a planning consent to provide to Ofgem before our deadline of 25th March 2019

6. Grounds for application of a Lawful Development Certificate

Under what grounds is the certificate being sought

- ☐ The use began more than 10 years before the date of this application
- ☐ The use, building works or activity in breach of condition began more than 10 years before the date of this application
- ☐ The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years

6. Grounds for application of a Lawful Development Certificate

☐ The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.

☐ The use as a single dwelling house began more than four years before the date of this application

☑ Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought on 'Other' grounds please give details

We replaced an existing out-building with a modern, more suitable usable 'shed'. We were not aware that planning would be required due to the small footprint of the 'shed'in relation to the size of the building. We are now seeking to remedy that. And we do not see it as development.

If the certificate is sought for a use, operation, or activity in breach of a condition or limitation, please specify the condition or limitation that has not been complied with

Reference number

Condition number

Date (must be pre-application submission)

Please state why a Lawful Development Certificate should be granted

To satisfy Ofgem of our commitment to using renewable heating

7. Information in support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed (date must be pre-application submission)?

01/06/2018

In the case of an existing use or activity in breach of conditions has there been any interruption? ○ Yes ◉ No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought? ○ Yes ◉ No

Residential Information

Does the application for a certificate relate to a residential use where the number of residential units has changed? ○ Yes ◉ No

8. 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

9. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? ○ Yes ◉ No

10. Interest in the Land

Please state the applicant's interest in the land

10. Interest in the Land

- (•) Owner
- ( ) Lessee
- ( ) Occupier
- ( ) Other

11. 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?

12. 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) 20/03/2019