



**The Coal
Authority**



INVESTOR IN PEOPLE



RTPI
Learning Partner

200 Lichfield Lane
Berry Hill
Mansfield
Nottinghamshire
NG18 4RG

Tel: 01623 637 119 (Planning Enquiries)

Email: planningconsultation@coal.gov.uk

Web: www.gov.uk/coalauthority

For the Attention of: Nia Thomas – Case Officer
Kirklees Council

[By Email: DC.Admin@kirklees.gov.uk]

12 November 2019

Dear Nia

APPLICATION: 2019/44/91891/E

Discharge conditions 6 (retaining walls), 7-10 (Phase II and Remediation) on previous permission 2016/62/91414/E for erection of extensions and alterations at Dewsbury Moor ARLFC, 229 Heckmondwike Road, Dewsbury Moor, Dewsbury, Kirklees, WF13 3NU - RECONSULTATION

Thank you for your consultation email of 30 October 2019 seeking the further views of the Coal Authority on the above application.

The Coal Authority Response:

As you are aware, the Coal Authority's particular interest in this instance lies with Conditions 7-10 of planning permission 2016/62/91414/E which relate to the investigation and, if necessary, the remediation of coal mining legacy at the application site.

Further to concerns raised in our initial consultation response letter, we are pleased to note that a *Mining Report - Phase 2* letter report (October 2019) prepared by Trevor Haigh of Haigh Huddleston & Associates has now been submitted in support of the application. This document reviews the results of the borehole investigation previously undertaken at the site (under Coal Authority Permit 16741) in the context of the applicant's original Coal Mining Risk Assessment.

Mr Haigh indicates that four boreholes were drilled within the application site to a maximum depth of 30.0m bgl in order to investigate shallow coal mining activity. Despite the Coal Authority records suggesting the presence of mine workings at shallow depth, no coal seams or evidence of former mining activity was recorded during the investigation works. As such, and given the amount of rock cover proven over any deeper mine workings, Mr Haigh is satisfied that the site of the proposed development is "*free from risk of shallow mine-workings*" and no remedial or mitigatory measures are proposed.

On the basis of the contemporary site investigation data which has now been submitted and the conclusions reached by Mr Haigh, the Coal Authority wishes to **withdraw its objection** to the LPA discharging Condition 7 of the issued consent in respect of coal mining related stability matters. Conditions 8, 9 and 10 are rendered redundant in respect of coal mining related stability matters as no remedial works are proposed/recommended.

Given the presence of recorded mine workings beneath the site, the LPA may consider it prudent to seek comments from the Council's Environmental Health / Public Protection Team regarding any requirements in respect of gas monitoring and/or the incorporation of appropriate gas protection measures within the proposed development.

Please do not hesitate to contact me if you would like to discuss this matter further.

Yours sincerely

James Smith

James Smith *BSc. (Hons), Dip.URP, MRTPI*
Planning Liaison Manager

Disclaimer

The above consultation response is provided by The Coal Authority as a Statutory Consultee and is based upon the latest available data on the date of the response, and electronic consultation records held by The Coal Authority since 1 April 2013. The comments made are also based upon only the information provided to The Coal Authority by the Local Planning Authority and/or has been published on the Council's website for consultation purposes in relation to this specific planning application. The views and conclusions contained in this response may be subject to review and amendment by The Coal Authority if additional or new data/information (such as a revised Coal Mining Risk Assessment) is provided by the Local Planning Authority or the Applicant for consultation purposes.

In formulating this response The Coal Authority has taken full account of the professional conclusions reached by the competent person who has prepared the Coal Mining Risk Assessment or other similar report. In the event that any future claim for liability arises in relation to this development The Coal Authority will take full account of the views, conclusions and mitigation previously expressed by the professional advisers for this development in relation to ground conditions and the acceptability of development.