



The Coal
Authority



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For the Attention of: Ms S. Howden – Case Officer
Kirklees Council

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

10 May 2022

Dear Mr Howden

APPLICATION: 2022/44/90571/W

Discharge condition 3 (intrusive site investigations) on previous permission 2021/91758 for formation of 6 space car park at 26-28 Cambridge Road, Huddersfield, HD1 5BU - RECONSULTATION

Thank you for your consultation letter of 28 April 2022 seeking the further views of the Coal Authority on the above planning application.

The Coal Authority Response:

As you are aware, Condition 3 of planning permission 2021/91758 relates to the investigation and, if necessary, the remediation of coal mining legacy affecting the application site.

The Coal Authority initially commented on this condition discharge application in our consultation response letter of 14 March 2022. In this letter, we noted that information submitted by the applicant pertaining to intrusive site investigations indicated that shallow mine workings had been encountered, but were considered to be sufficiently deep / benefitted from sufficient overlying cover to ensure surface stability.

However, we highlighted that none of the boreholes were located within the current application site. We therefore requested confirmation from the applicant's technical

consultants that they are satisfied that no remedial or mitigation measures are considered necessary for the approved car park development.

We are therefore pleased to note that the applicant has now submitted a letter from Harry Foster of IDOM, dated 25 April 2022, in response to our request. Mr Foster indicates that he considers that the amount of rock cover over the workings encountered in the borehole nearest the site can reasonably be expected within the current application site. As such, and considering the proposed use of the site as a car park, he concludes that coal mining legacy poses a minimal risk to the proposed development. No recommendations are made for any remedial or mitigatory measures.

Based on the information now submitted and the professional opinions contained therein, and taking into account the nature of the development, the Coal Authority's Planning & Development Team would have no objection to the LPA discharging Condition 3 of the issued consent, should it see fit.

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 and Development 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.