



The Coal
Authority

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For the attention of: Louise Bearcroft, Case Officer

Kirklees Council

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

20th May 2025

Dear Louise,

Re: Application 2024/44/93598/W

Discharge of condition 11 (validation report) on previous permission 2020/90442 for variation condition 2 (plans) on previous permission 2016/92055 for erection of 109 dwellings with associated works; Land East of, Crosland Road, Lindley, Huddersfield, HD3 3SU, RECONSULTATION.

Thank you for your notification of 8th May 2025 seeking the further views of the Coal Authority on the above following the provision of a completion report for the treatment of mineworkings.

You will recall that our last correspondence on this matter was dated 17th February 2025 in which we were consulted in regards to Condition 11 which we considered the LPA viewed as including the scope of coal mining legacy the consideration of which was not secured by separate dedicated condition/s. The response at that time was unable to recommend discharge of Condition 11, the applicant having failed to provide a suitable verification statement from a competent person.

The supporting completion document Report SDL3556 now submitted, prepared by Sirius and dated August 2018 documents drilling and grouting works carried out within the area of a proposed Carlow Tank (surface water attenuation tank) partially within the current development boundary but in the majority outside of that area of land referred to

previously as the southern spur by Lithos Consulting. The grouting exercise found intact coal in the north of the treatment area closest to the Persimmon Homes residential area but does not appear to have defined either the location of the coal crop which might have been anticipated or the occurrence and position of a geological fault anticipated close to the treatment grids northern margin.

As you are aware, Condition 11 requires the submission for approval of a validation report to confirm the implementation (as per Condition 9) of the remediation strategy agreed under Discharge of Conditions approval 2017/94338. We understand the agreed strategy is set out in the Lithos Remediation Statement referenced 1823/2, which we have not had sight of.

For clarity and the avoidance of doubt, and to demonstrate compliance with Condition 11, the applicant should be requested to provide a suitable verification statement from their technical consultant which specifically confirms that the agreed remediation strategy has been implemented in full and that the site has been made safe and stable for the proposed development in terms of coal mining legacy matters.

If you would like to discuss this matter further, please contact me on the above number.

Yours sincerely,

Geotechnical & 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 and the electronic consultation records held by the Coal Authority since 1 April 2013. The comments made are also based on the information provided to the Coal Authority by the Local Planning Authority and/or information that has been published on the Council's website for consultation purposed 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 advisors for this development in relation to ground conditions and the acceptability of development.

