



The Coal  
Authority

## Shipleigh and Canal Road Corridor Area Action Plan (Publication Draft)

Consultation Deadline – 5 February 2016

### Contact Details

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NG18

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### Person Making Comments

Consultant Planning Advisor to The Coal Authority

### Date of Response

21 January 2016

### Background on The Coal Authority

The Coal Authority is a Non-Departmental Public Body sponsored by the Department of Energy and Climate Change (DECC). The Coal Authority was established by Parliament in 1994 to: undertake specific statutory responsibilities associated with the licensing of coal mining operations in Britain; handle subsidence claims which are not the responsibility of licensed coalmine operators; deal with property and historic liability issues; and provide information on coal mining.

The main areas of planning interest to the Coal Authority in terms of policy making relate to:

- the safeguarding of coal in accordance with the advice contained in The National Planning Policy Framework & Planning Practice Guidance in England, Scottish Planning Policy in Scotland, and Planning Policy Wales & MTAN2 in Wales;
- the establishment of a suitable policy framework for energy minerals including hydrocarbons in accordance with the advice contained in The National Planning Policy Framework & Planning Practice Guidance in England, Scottish Planning Policy in Scotland, and Planning Policy Wales & MTAN2 in Wales; and
- ensuring that future development is undertaken safely and reduces the future liability on the tax payer for subsidence and other mining related hazards claims arising from the legacy of coal mining in accordance with the advice in The National Planning Policy Framework & Planning Practice Guidance in England, Scottish Planning Policy in Scotland, and Planning Policy Wales & MTAN2 in Wales.

As The Coal Authority owns the coal and coal mine entries on behalf of the state, if a development is to intersect the ground then specific written permission of The Coal Authority may be required.

## **Background on Coal Mining Issues in the Shipley and Canal Road Area**

### **Surface Coal Resources, Development and Prior Extraction**

As you will be aware, the AAP area contains coal resources which are capable of extraction by surface mining operations. These resources cover most of the AAP area, except for the northern Shipley centre end.

The Coal Authority is keen to ensure that coal resources are not unnecessarily sterilised by new development. Where this may be the case, The Coal Authority would be seeking prior extraction of the coal. Prior extraction of coal also has the benefit of removing any potential land instability problems in the process.

### **Coal Mining Legacy**

As you will be aware, the AAP area has been subjected to limited coal mining which will have left a legacy. Whilst most past mining is generally benign in nature, potential public safety and stability problems can be triggered and uncovered by development activities.

Within the AAP area there are 10 recorded mine entries, and three coal mining related hazards has been reported to The Coal Authority. In addition there are areas of recorded shallow coal workings and areas of unrecorded probable shallow coal workings exist in thick coal outcrops.

Three recorded mine entries are located south of Shipley in a line from the A6038 to the B6149. There are also recorded and unrecorded shallow coal workings and six mine entries along the Bolton Hall Road corridor. A further mine entry is located in the Bolton Woods area north of Drovers Way.

Although mining legacy occurs as a result of mineral workings, it is important that new development recognises the problems and how they can be positively addressed. However, it is important to note that land instability and mining legacy is not always a complete constraint on new development; rather it can be argued that because mining legacy matters have been addressed the new development is safe, stable and sustainable.

## **Specific Comments on The Shipley and Canal Road Corridor Area Action Plan (Publication Draft)**

The specific comments and/or changes which The Coal Authority would like to make or see in relation to the above document are:

### **Representation No.1**

**Site/Policy/Paragraph/Proposal** – Policy SCRC/SE7 (Minerals Safeguarding) and Paragraph 4.4.51 (Land Instability)

**Comment** – Policy SCRC/SE7 sets out an appropriate planning framework for mineral safeguarding as required by Policy EN12 of the Core Strategy.

Policy EN8 of the Core Strategy sets out an overall framework for addressing land instability and paragraph 4.4.51 identifies locally distinctive issues with regard to land instability in the AAP area. It further identifies the relevant sites affected throughout the plan will identify the need to consider this issue.

The approach of the AAP is supported, and the following sites correctly identify mining legacy:

- NBW1 – New Bolton Woods
- BWQ1 – Bolton Woods Quarry

However I note that in fact the site schedules for two of the sites affected by mining legacy do not actually specify this despite what paragraph 4.4.51 states. The sites affected are:

- SE1 – Shipley East

- NBW7 – New Bolton Woods Flats

**Reason** – To aid the recognition of constraints to potential developers

**CONCLUSION**

The Coal Authority welcomes the opportunity to make these comments.  
Thank you for your attention.

**For and on behalf of**

**[REDACTED]**

**Chief Planner / Principal Manager**