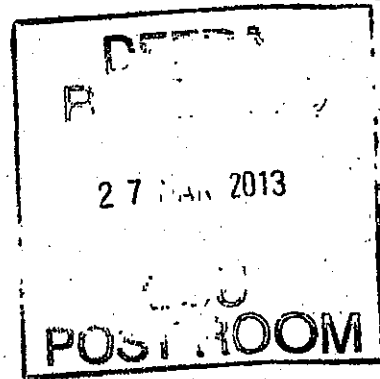




HOUSE OF COMMONS
LONDON SW1A 0AA

The Rt Hon Owen Paterson MP
Secretary of State, Department for Environment, Food & Rural Affairs.
Nobel House
17 Smith Square
London SW1P 3JR



22nd March 2013
Our Reference: HCB03/13

Owen Paterson
Re: King's Lynn Waste to Energy incinerator/PFI Credits.

I enclose a copy of a letter from Councillor Brian Long, Deputy Leader of Long's Lynn & West Norfolk Borough Council.

I would be very grateful if you can give full consideration to the concerns he has raised, and come back to me with your comments as soon as possible.

I look forward to hearing from you.

Kind regards,

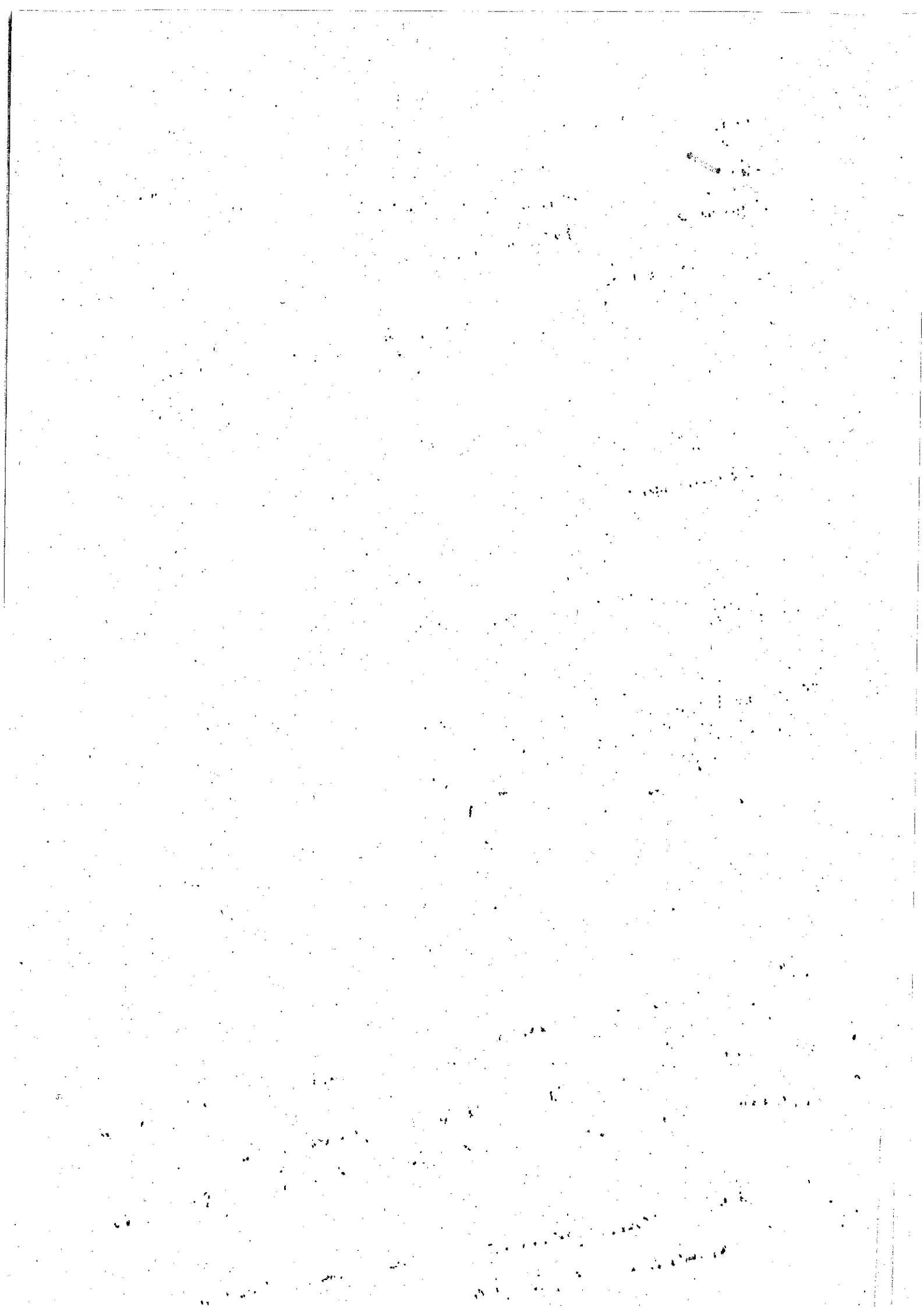
Henry Bellingham
Henry Bellingham M.P.

As we have of course spoken about this it is very serious especially as one of our officials has embedded in the Norfolk County working

London Tel: 020 7219 8234
Fax: 0207219 2844
Constituency Tel: 01485 600559
Fax: 01485 600292

E-mail: bellinghamh@parliament.uk

is this normal practice? There are numerous allegations of malpractice on the part of Norfolk County Council



AEK

From: Cllr Brian Long
Sent: 22 March 2013 16:07
To: TRUSS, Elizabeth; BELLINGHAM, Henry
Cc:
Subject: EFW PFI
Attachments: EFW PFI Funding.pdf

Dear Elizabeth and Henry,
Please find attached a letter that I would respectfully ask if you could forward directly onto Owen Paterson regarding the PFI funding for the EFW Plant proposed in King's Lynn.
This request is made to you both as my local MP and the MP for where the plant is proposed to be built.

Kindest Regards,

Brian.

Cllr. Brian Long

*Deputy Leader of the Borough Council Of King's Lynn & West Norfolk,
Portfolio Holder For Environment
Councillor for Mershelande Ward.*

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager.

www.west-norfolk.gov.uk/Default.aspx?page=24794

[REDACTED]

Rt Hon Owen Paterson MP, Secretary Of State,
DEFRA,
Nobel House,
17 Smith Square,
London,
SW18 3JR.

Dear Mr. Paterson,

DEFRA PFI Funding for the Norfolk County Council EFW Plant, King's Lynn .

I am writing to you as I am gravely concerned regarding the decision to award PFI funding to the above project. As a member of Both Norfolk County Council and The Borough Council of King's Lynn & West Norfolk, I was one of five voting members on the NCC waste project board. I have serious concerns as to how recommendations to this board were formulated and because of this have concerns that the wrong recommendation was made by NCC council bodies including the Cabinet that agreed to enter into a contract agreement with one bidder in preference to another. I am still of the belief that a "last minute" change in recommendations did not allow appropriate assessment of this process and that a bid was selected that was substantially more expensive to the tax payer and it was selected without any clear indication from the papers for that meeting as to why that should be the case. Having now reassessed these papers I feel there are now substantial inconsistencies and now ask you to call this matter in for scrutiny. I have myself raised this issue with all members of NCC by email and was told by the acting leader that I was too late, I do however feel this is not the case and the need to preserve financial integrity at a time of great budgetary constraint is of greater importance and therefore ask that it is reconsidered as a matter of urgency.

Whilst I appreciate that a Public Enquiry into the planning application has been called for by The Secretary of State for Communities and Local Government this will not examine the financial aspects of this scheme and as such feel it would be timely to have the PFI award re-examined in light of all the evidence now available. The project board meeting of 22nd October 2010 at which a last minute change was made to the selection of the preferred bidder, causing an increase outlined by Henry Bellingham MP under parliamentary privilege of in the region of £49m, causes me the greatest concern as it will be tax payers that are funding this via their taxes.

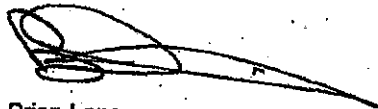
All the way through this "preferred bidder" process and beyond to the Cabinet decision to award the contract to Cory Wheelabrator there was unexplained pressure on all concerned not to delay the process as each week would be costing NCC £200,000 per week, no proper justification for this figure

was given, however in the event the Contract was not signed until many months later following the Cabinet decision. I have now heard that at least one other member of the Waste Project board has raised similar issues, harking back to the unexplained agenda switch on the 22nd. October 2010.

In addition to the above the Borough Council of King's Lynn & West Norfolk has now entered into a contract with Material Works a special purpose company that will recycle over 90% of West Norfolk's residual "black bag" waste, without the need for PFI funding, moving up the waste hierarchy and at a cost that is roughly half of the proposed gate fee of the selected and publicly subsidised Energy from Waste Incinerator. This process is available under a framework contract to all of Norfolk's District level councils and would if adopted by them all see Norfolk as an exemplar in waste recycling with combined recycling rates of over 90%. This would render any residual treatment facility such as that proposed by Norfolk County Council redundant. The scheme would also create hundreds of jobs within Norfolk rather than the proposed 35 - 50 of the proposed incinerator and would deal with waste closer to where it arises, utilising the proximity principle.

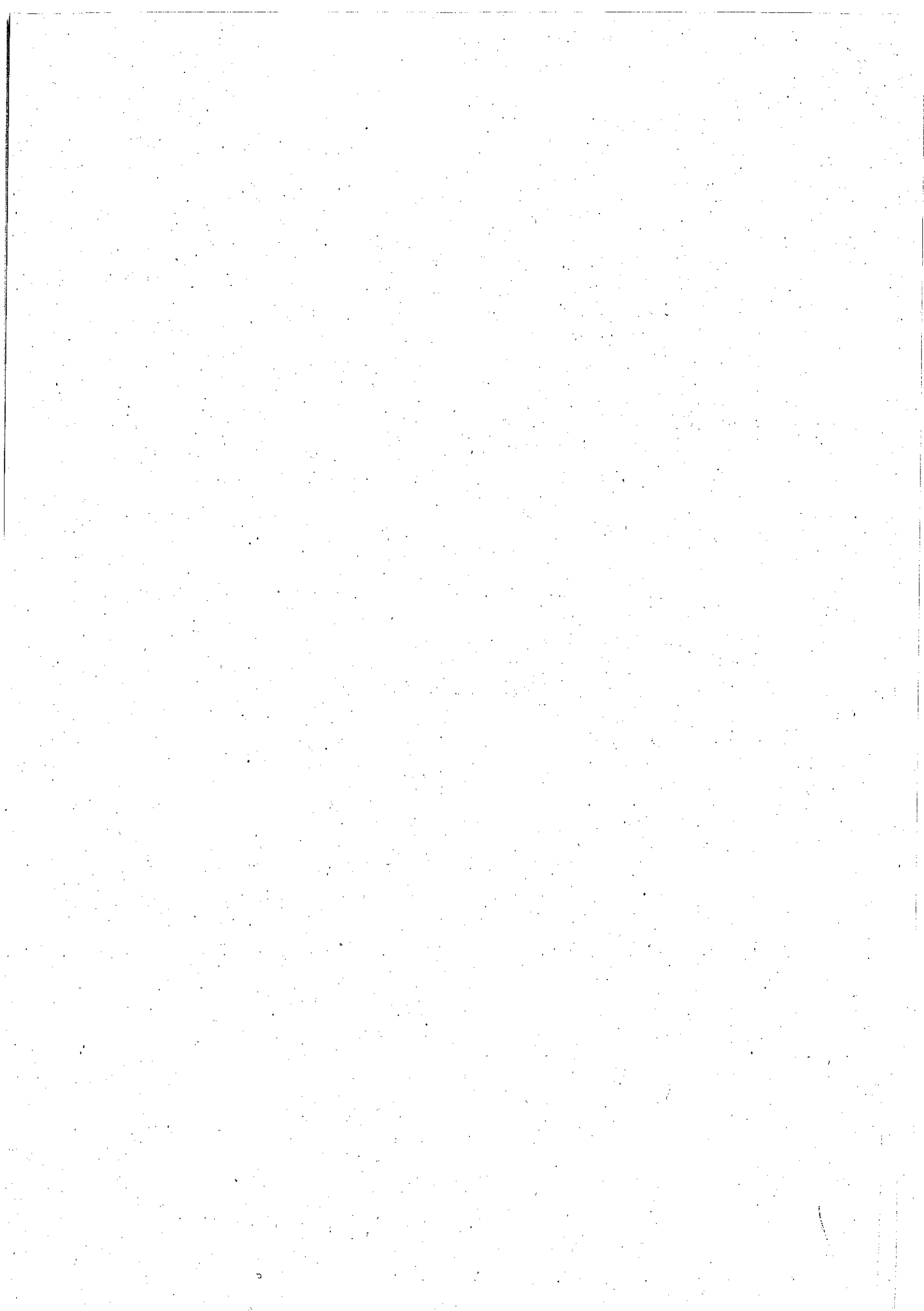
I am more than happy to provide you with any information I can about the alternative and the background to the points I have raised as I believe the public interest and preservation of public finances outweigh the shroud of secrecy surrounding this process thus far.

Yours Sincerely,



Brian Long.

County Councillor Kings Lynn North & Central Division.
Environment Portfolio Holder & Deputy Leader
of the Borough Council of King's Lynn & West Norfolk.





Norman Lamb

Member of Parliament for North Norfolk

A: Unit 4, The Garden Centre, Nursery Drive, Norwich Road, North Walsham, NR28 0DR
T: 01692 403752 E: norman@normanlamb.org.uk W: www.normanlamb.org.uk

The Rt Hon Eric Pickles MP
Secretary of State
Department for Communities and Local
Government
Eland House
Bressenden Place
London
SW1E 5DU

*Please quote the reference in all
correspondence with this office*

Our Ref: 2013/1385-Inci001-WW

NB
Waste Incinerator -
West Norfolk
NPECU

13 May 2013

Dear Eric,

URGENT

Re: Waste Incinerator in West Norfolk

I understand that Norfolk County Council is currently considering whether to go ahead with a decision made by the previous administration to build a large waste incinerator in West Norfolk.

You will be aware from previous correspondence that people have raised concerns on a number of occasions about the decision by the County Council to go ahead with these plans, both in terms of its efficiency as a waste solution and in terms of the way in which the decision was taken.

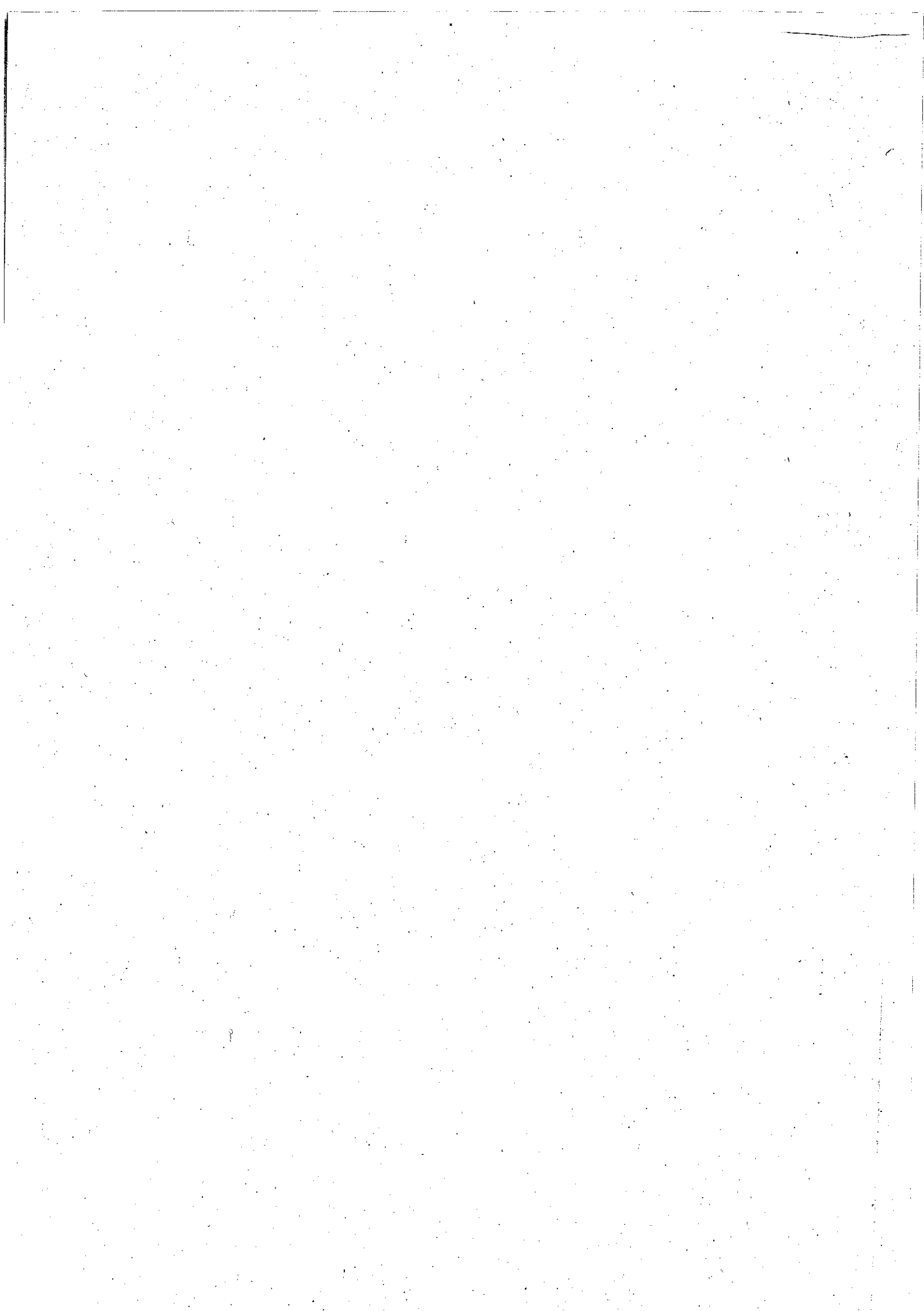
However, you will also be aware that there could also be a very considerable cost to the taxpayer if Norfolk County Council does not go ahead with constructing the incinerator as a result of agreed contracts with developers.

I am therefore writing to ask if your officials can explore all possible sources of financial support that maybe available to Norfolk County Council if it decides not to proceed with the incinerator. As far as is practicable, I am keen to ensure that taxpayers in Norfolk are not left with a crippling financial liability for a decision on which they were not consulted, and to which they were overwhelmingly opposed.

I would be grateful for your very urgent reply.

Yours sincerely,


Norman Lamb MP
Member of Parliament for North Norfolk



Final Ministerial Reply



FR009

Case Number

Date Scanned



**Department
for Environment
Food & Rural Affairs**

Nobel House
17 Smith Square
London SW1P 3JR

T 08459 335577
helpline@defra.gsi.gov.uk
www.gov.uk/defra

Norman Lamb MP
Unit 4
The Garden Centre
Nursery Drive
Norwich Road
North Walsham
NR28 0DR

Your ref: 2013/1385-Inci001-WW
Our ref: MC311600/ARG

16 September 2013

**From Lord de Mauley
Parliamentary Under Secretary**

Dear Norman,

Thank you for your letter of 13 May to Eric Pickles about the proposed King's Lynn energy-from-waste facility. I am replying as the Minister responsible for waste policy, and am sorry for the delay in doing so.

I am aware of the recent developments in Norfolk. Defra regards the matter of any potential costs, should Norfolk County Council decide to terminate its residual waste treatment, contract as one between the Council and its contractor.

However, Defra officials will be available to help with advice and guidance, for example on possible alternative sources of finance.

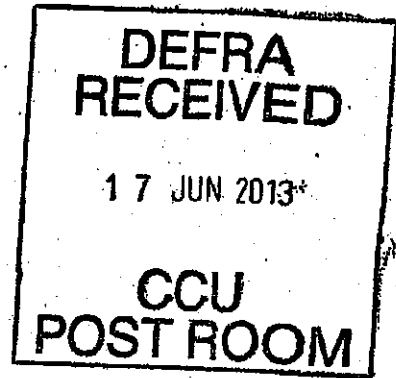
*Yours
Rupert*



**INVESTORS
IN PEOPLE**



HOUSE OF COMMONS
LONDON SW1A 0AA



Richard Benyon Esq. MP
Parliamentary Under-Secretary of State, DEFRA
Nobel House
17 Smith Square
London SW1P

7th June 2013

Our Reference: EH/HCBWALLWORK/06/13

See Lien
RE: Correspondence with [redacted]

*constituent
Name + Address redacted*

[redacted] impact of the proposed Incinerator at Saddlebow/King's
Lynn on the Common Seal.

I am enclosing a copy of some relevant correspondence from my constituent, [redacted]

I would be very grateful if you could consider the points which [redacted] raises and come back to me with your comments.

I look forward to hearing from you as soon as possible.

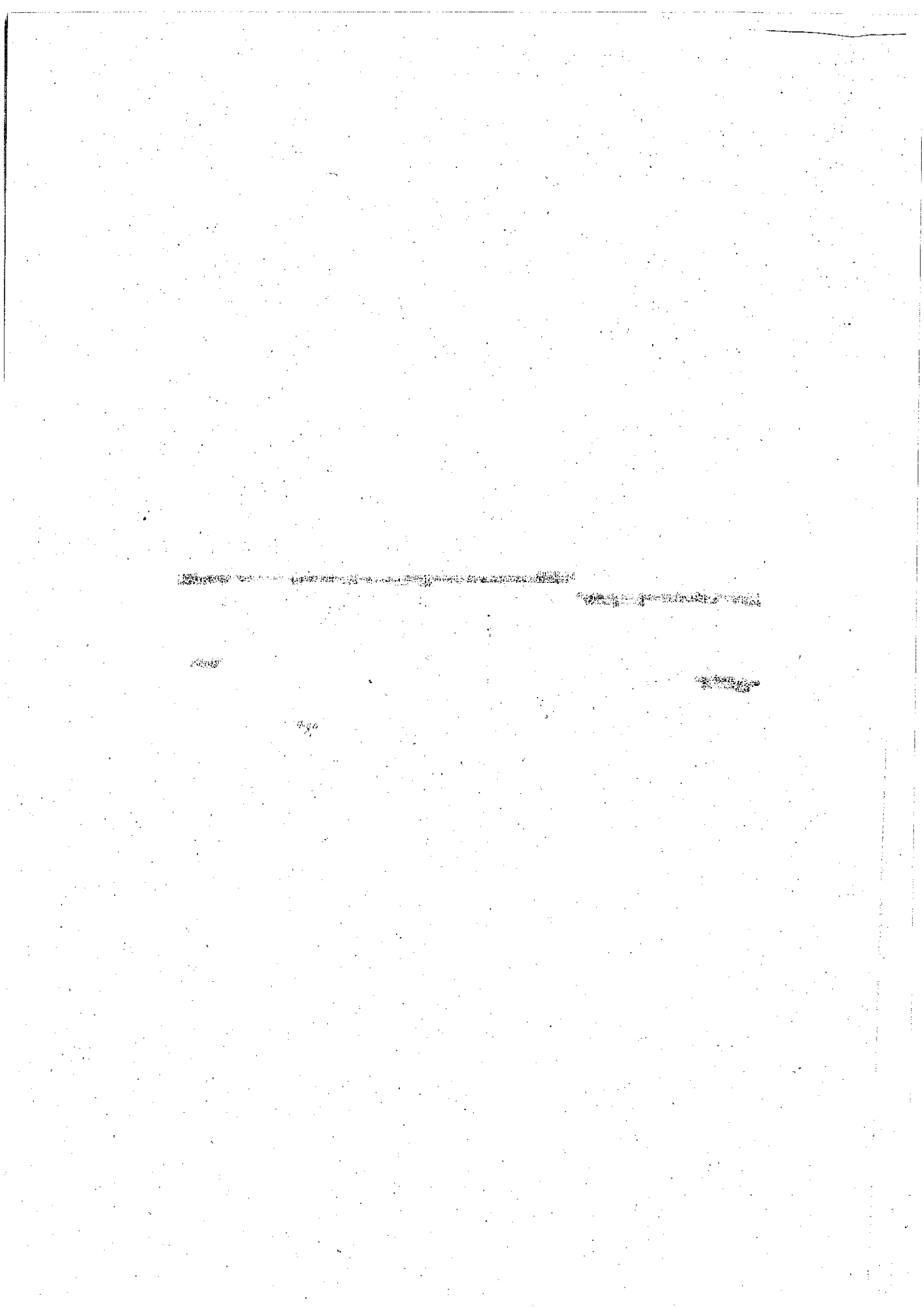
Kind regards,


Henry Bellingham M.P.

London Tel: 020 7219 8234
Fax: 0207219 2844

Constituency Tel: 01485 600559
Fax: 01485 600292

E-mail: bellinghamh@parliament.uk



Mr Henry Bellingham MP
House of Commons
Westminster London SW1A 0AA

5th June 2013

Dear Henry Bellingham,

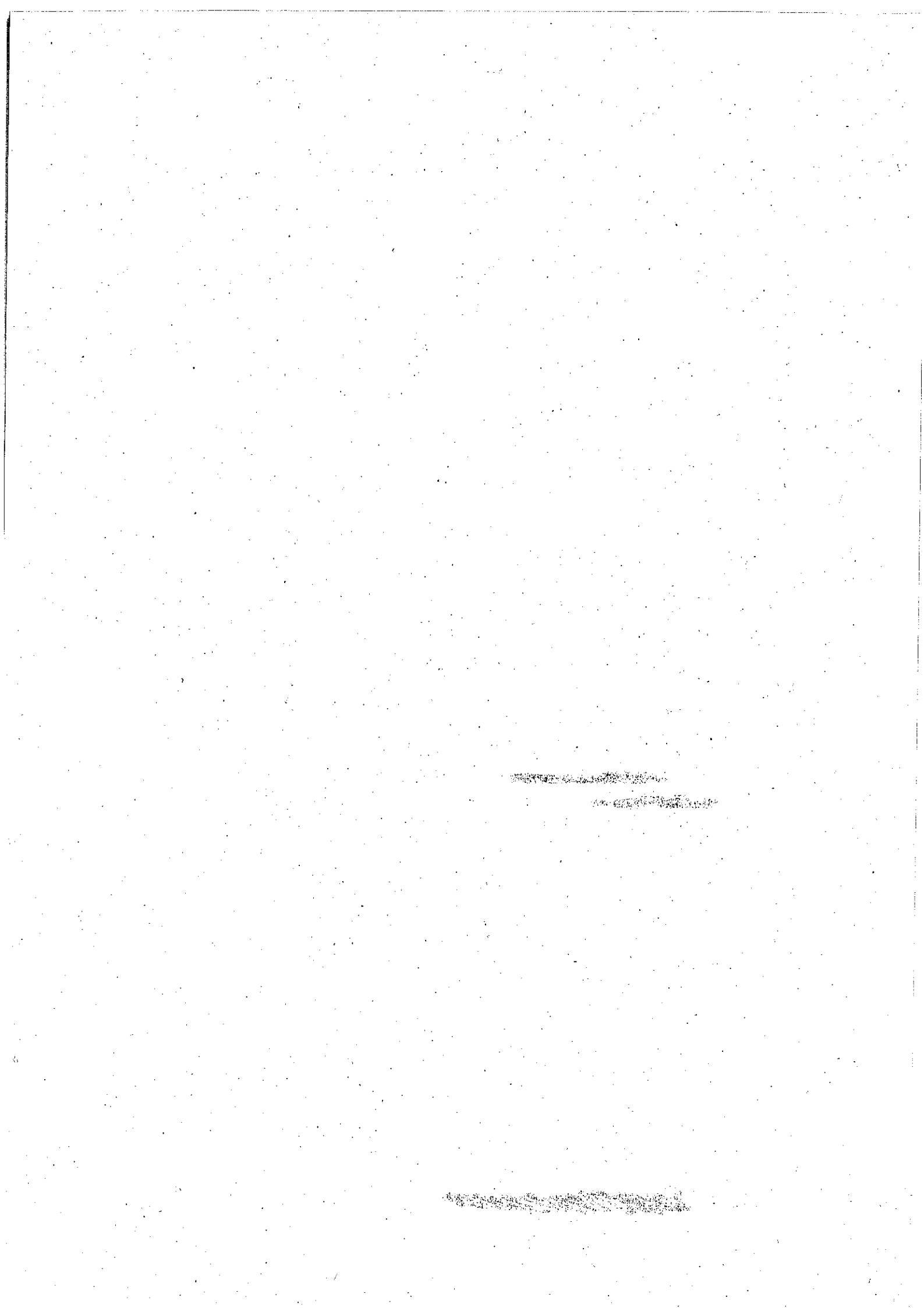
re: Incinerator

Enclosed please find self-explanatory letter sent to
Richard Benyon. Hopefully this sets out the apparent
lack of in-depth investigation on this matter by the
relevant Authorities.

Yours sincerely,


encs.





first class recorded post

The Hon. Mr Richard Benyon MP
Minister for Natural Environment
Nobel House, 17 Smith Square
London SW1P 3JR

3rd June 2013

Dear Sir,

~~re: proposed building of an incinerator at Saddlebow/Kings Lynn Norfolk~~

We understand there appears to be misunderstanding with regard to the habits of the protected/designated mammal the Common Seal in this area in relation to the proposal to build an incinerator and store up to 67,000 tonnes of incinerator bottom ash (IBA) immediately alongside the r.Gt.Ouse.

This is to personally advise you that to our certain knowledge the Common Seal has been witnessed by many members of the public, swimming up the r.Gt.Ouse (obviously from the direction of the Wash) past the following points:-

Kings Lynn) proposed location of
Saddlebow) new incinerator


Wiggenhall St. Germans

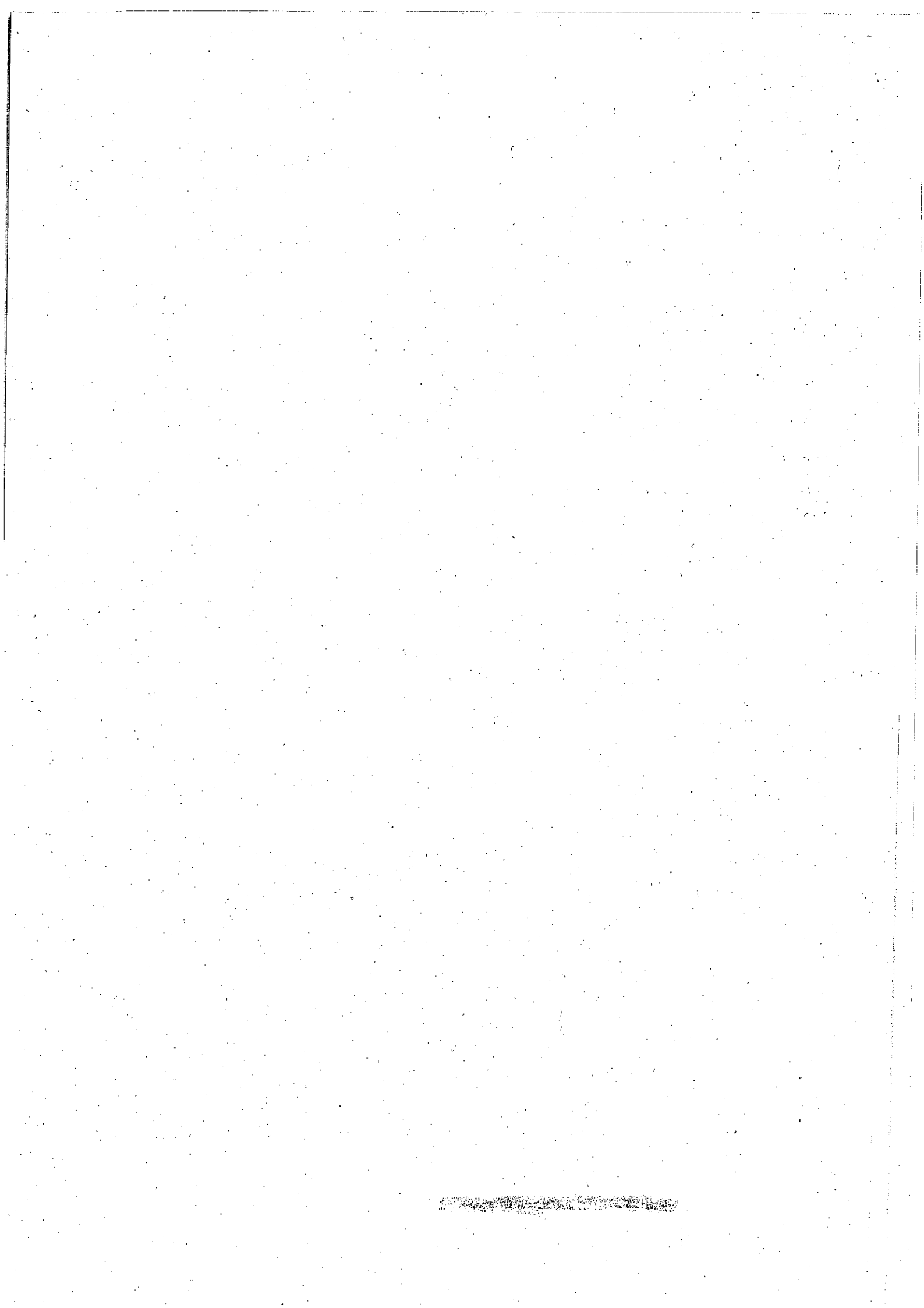
Wiggenhall St. Mary

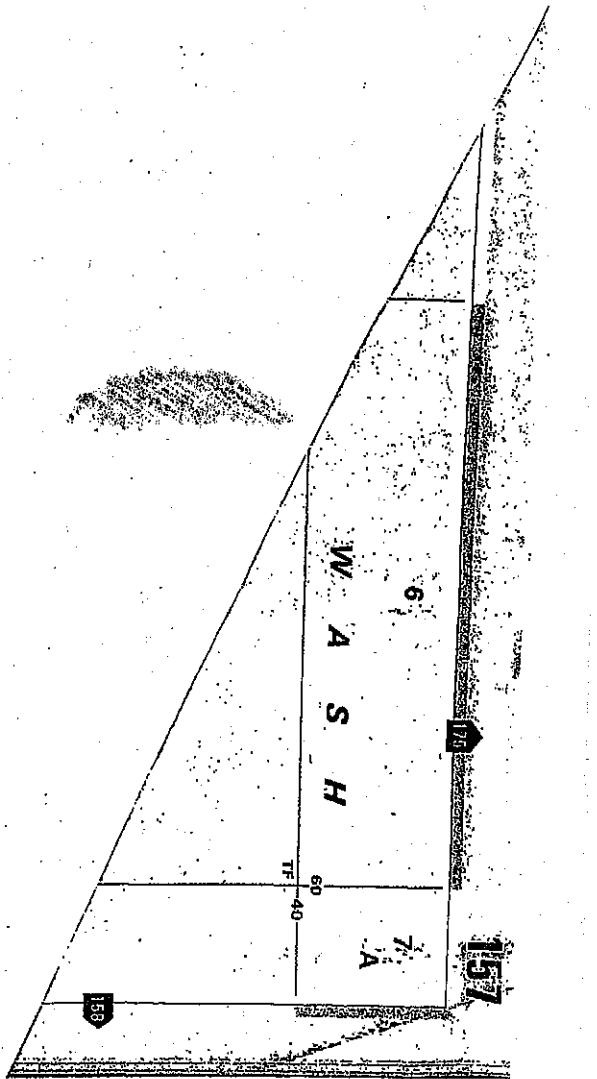
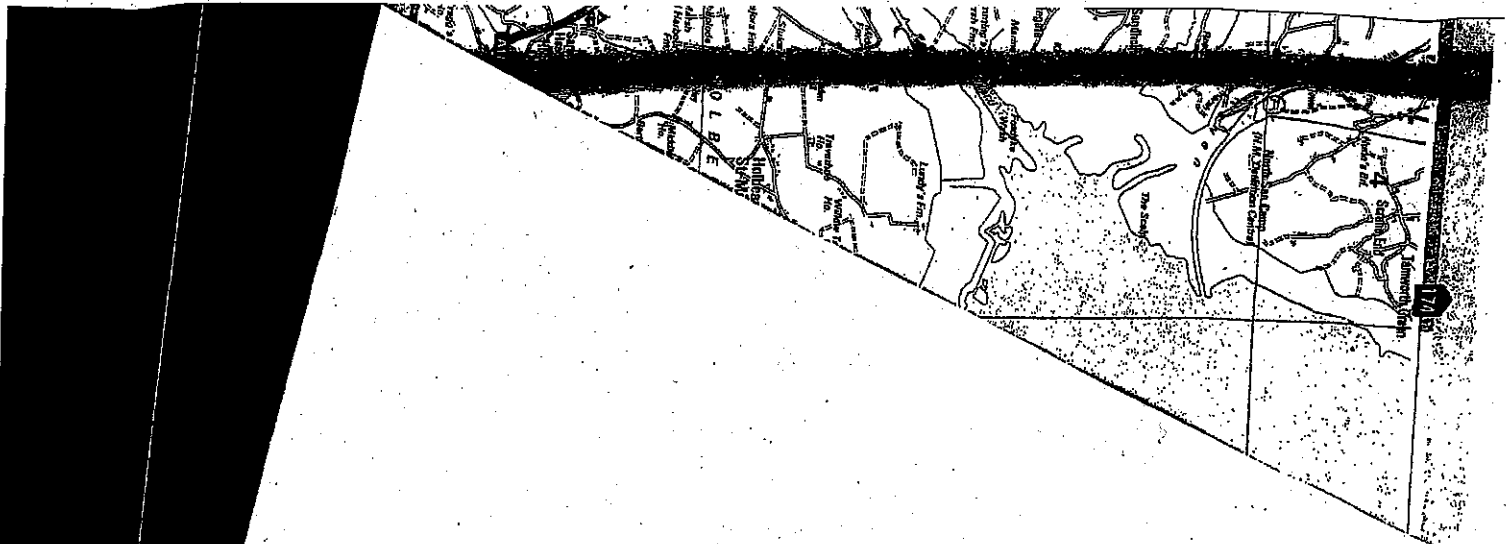
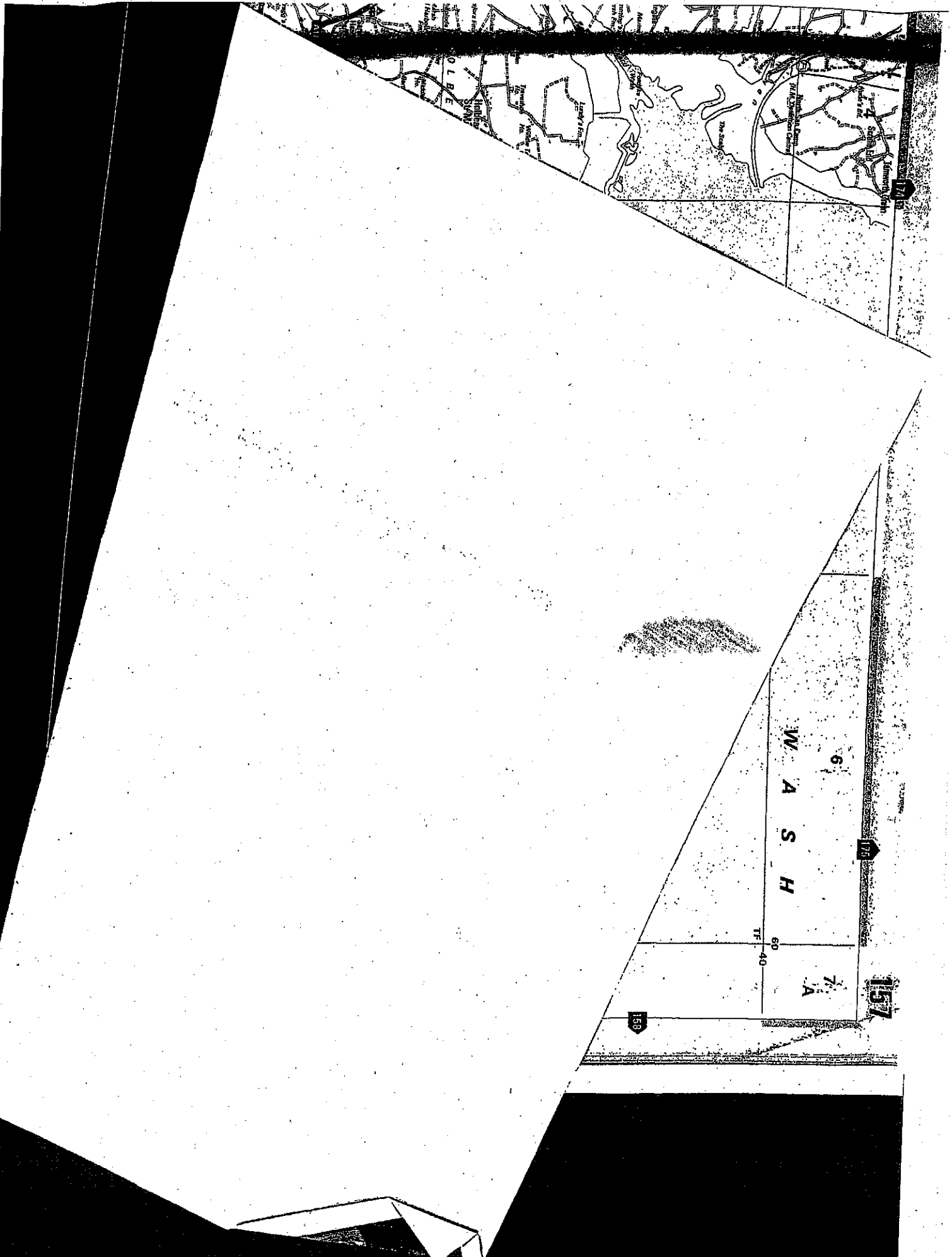
... and points beyond

(Please see identified areas on enclosed map) Not rare incidents but every-day sightings. (Indeed the writer of this letter lived immediately adjacent to the r.Gt.Ouse at Wiggenhall St. Germans from 1972 to late 2004 and is happy to give personal testimony to the facts set out in this letter).

It is of course understood that consulting organisations involved with the determining of this proposal e.g. Natural England, Defra etc., may well be working from, and referring to, simplified 'desk top' information offered within the parameters of their remit in considering this incinerator-build, which may well have resulted in the open-ended conclusions that this protected mammal is unlikely to be affected should this facility be given the go-ahead. Simply put.... it would appear that relative investigations have not been very fulsome. With respect, and bearing the foregoing in mind, the apparent conclusions made are self-evidently flawed. In fact the Common Seal could very well be significantly affected by the proposed development







Regrettably the Environment Agency also does not seem to be aware of the significance of these local 'swim routes' utilised by the Common Seal. This controversy was specifically discussed at a public meeting, convened by the E.A. early Aug. 2011 (venue Duke's Head Hotel Kings Lynn). During that meeting a senior Environment Agency officer categorically stated that discharges from this Incinerator (should it be built) would NOT be permitted to enter watercourses and (subsequently) the r.Gt.Ouse.

However, the E.A. are now apparently prepared to permit discharges from the various incinerator functions to (eventually) enter the r.Gt.Ouse. Thus of course significant damage to this protected mammal is easy to envisage should the Incinerator and all its ancillary operations be permitted. May we have your comments please.

~~It would be appreciated if you could kindly arrange for this communication to be acknowledged and hopefully the concerns herein addressed. Thank you.~~

Yours faithfully,

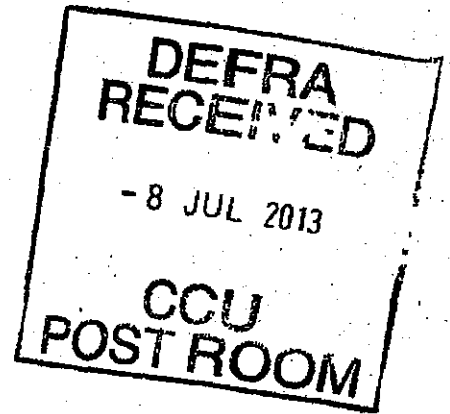


c.c. to Mr. Henry Bellingham MP



HOUSE OF COMMONS
LONDON SW1A 0AA

Richard Benyon Esq. MP
Parliamentary Under-Secretary of State, DEFRA
Nobel House
17 Smith Square
London SW1P



3rd July 2013
Our Reference. EH/HCBWALLWORK/06/13

Ken [redacted], *Name + Address of constituent redacted*
RE: Correspondence with [redacted]
[redacted] impact of the proposed Incinerator at Saddlebow/King's
Lynn on the Common Seal.

I am enclosing a copy of some relevant correspondence from my constituent, [redacted].

I would be very grateful if you could consider the points which she raises and come back to me with your comments.

I look forward to hearing from you as soon as possible.

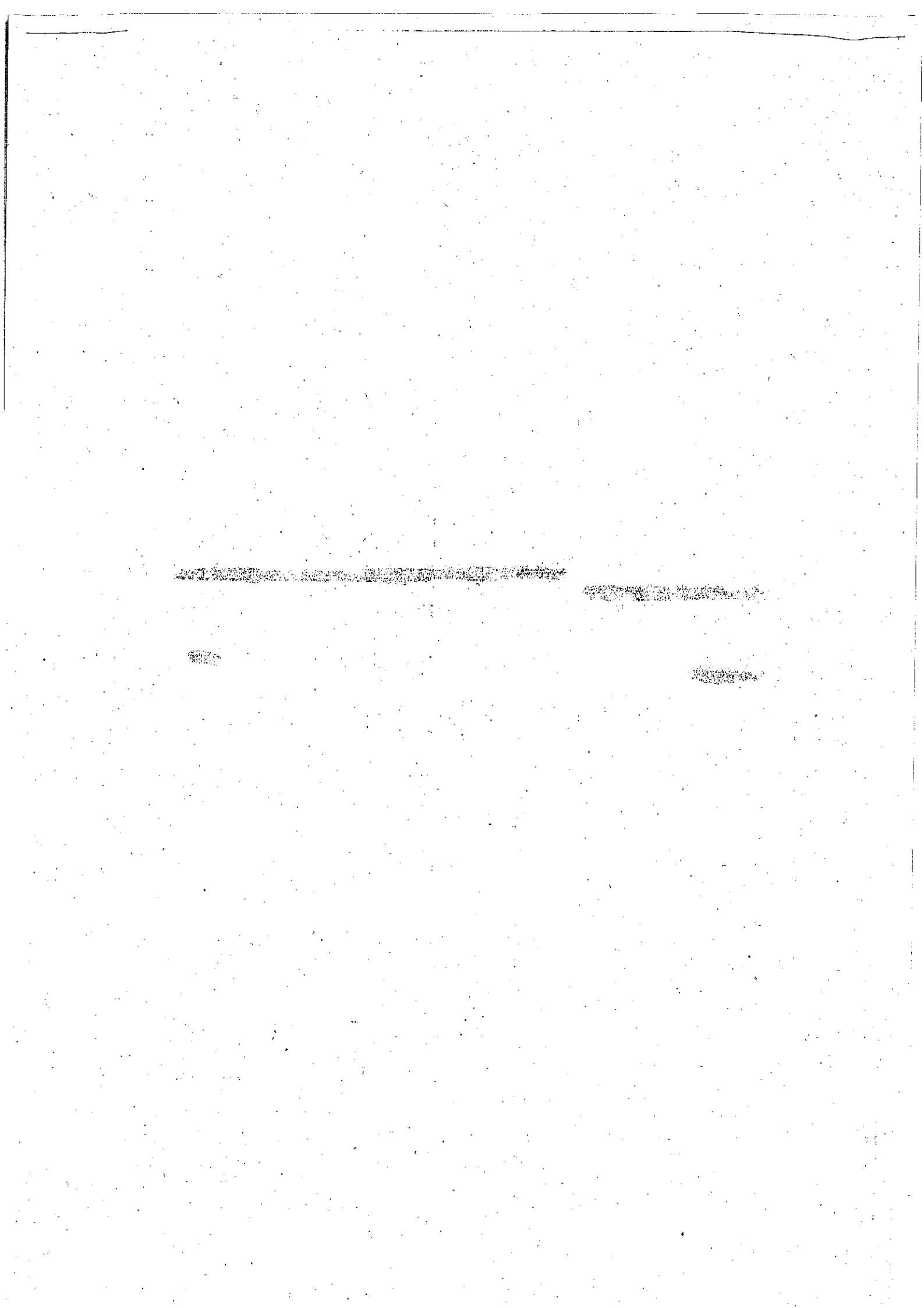
Kind regards,


Henry Bellingham M.P.

London Tel: 020 7219 8234
Fax: 0207219 2844

Constituency Tel: 01485 600559
Fax: 01485 600292

E-mail: bellinghamh@parliament.uk



The Hon. Mr Richard Benyon MP
Minister for Natural Environment
Nobel House, 17 Smith Square
London SW1P 3JR

24th June 2013

Dear Sir,

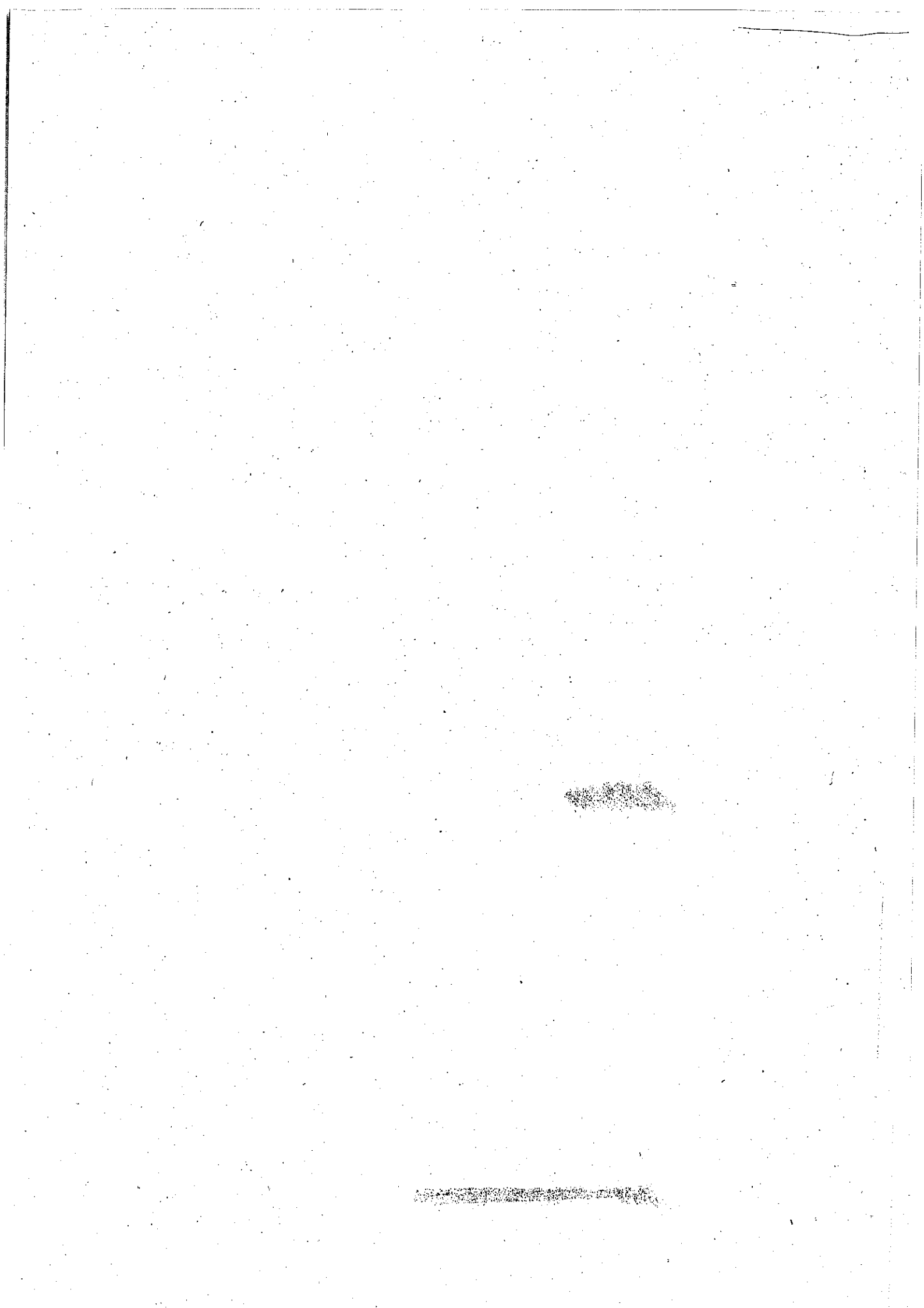
re. proposed building of an Incinerator at Saddlebow/Kings Lynn Norfolk
It would be very much appreciated if we may now have a

response to our letter of the 3rd June*regarding the

above matter (copy enclosed for ease of reference). Thank you.

Yours faithfully,



first class recorded post

The Hon. Mr Richard Benyon MP
Minister for Natural Environment
Nobel House, 17 Smith Square
London SW1P 3JR

3rd June 2013

Dear Sir,

re: proposed building of an Incinerator at Saddlebow/Kings Lynn Norfolk

We understand there appears to be misunderstanding with regard to the habits of the protected/designated mammal the Common Seal in this area in relation to the proposal to build an incinerator and store up to 67,000 tonnes of incinerator bottom ash (IBA) immediately alongside the r.Gt.Ouse.

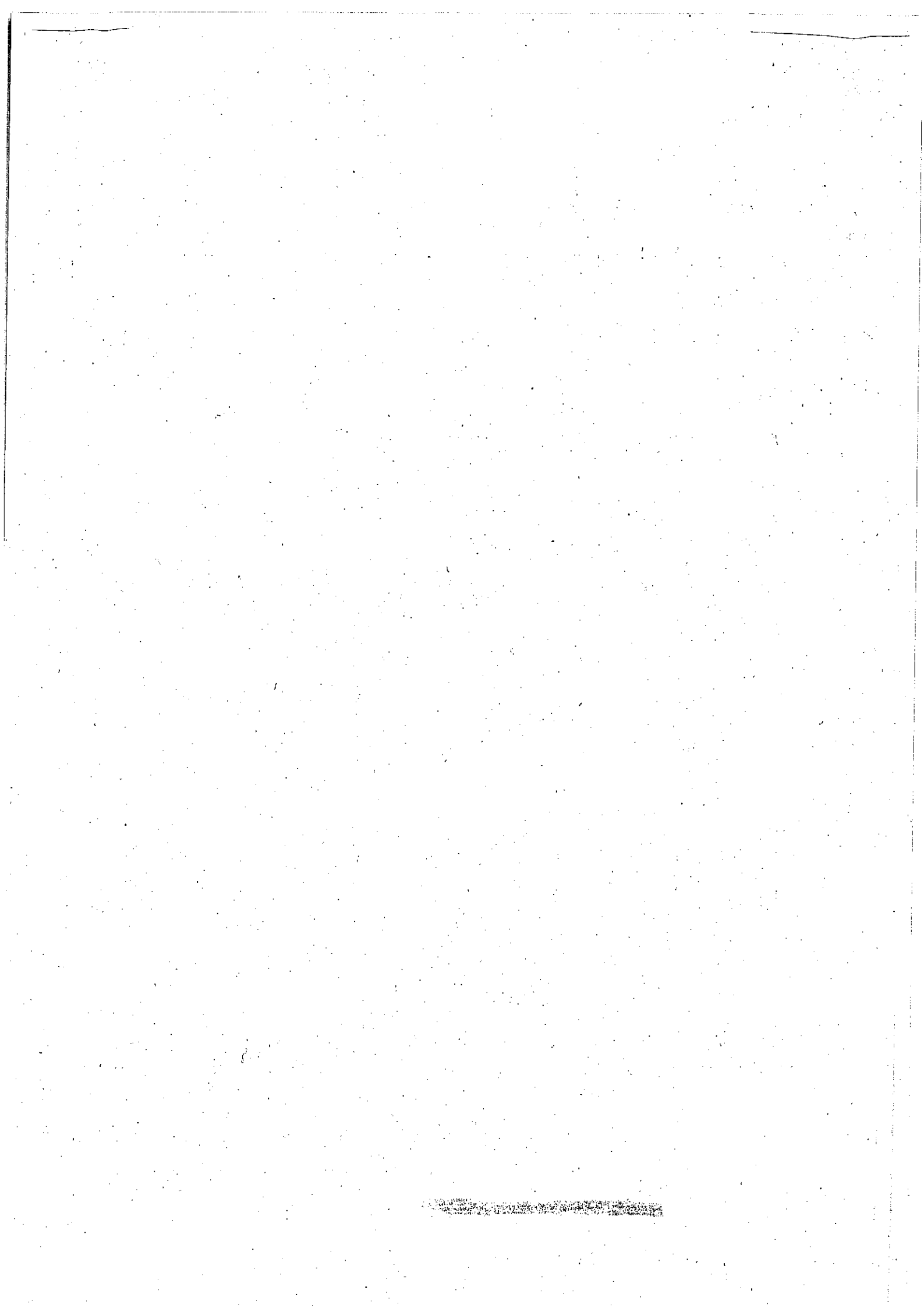
This is to personally advise you that to our certain knowledge the Common Seal has been witnessed by many members of the public, swimming up the r.Gt.Ouse (obviously from the direction of the Wash) past the following points:-

Kings Lynn) proposed location of
Saddlebow) new incinerator
Wiggenhall St. Germans
Wiggenhall St. Mary
... and points beyond

(Please see identified areas on enclosed map) Not rare incidents but every-day sightings. (Indeed the writer of this letter lived immediately adjacent to the r.Gt.Ouse at Wiggenhall St. Germans from 1972 to late 2004 and is happy to give personal testimony to the facts set out in this letter).

It is of course understood that consulting organisations involved with the determining of this proposal e.g. Natural England, Defra etc., may well be working from, and referring to, simplified 'desk top' information offered within the parameters of their remit in considering this incinerator-build, which may well have resulted in the open-ended conclusions that this protected mammal is unlikely to be affected should this facility be given the go-ahead. Simply put.... it would appear that relative investigations have not been very fulsome. With respect, and bearing the foregoing in mind, the apparent conclusions made are self-evidently flawed. In fact the Common Seal could very well be significantly affected by the proposed development

COPY



Regrettably the Environment Agency also does not seem to be aware of the significance of these local 'swim routes' utilised by the Common Seal. This controversy was specifically discussed at a public meeting, convened by the E.A. early Aug. 2011 (venue Duke's Head Hotel Kings Lynn). During that meeting a senior Environment Agency officer categorically stated that discharges from this Incinerator (should it be built) would NOT be permitted to enter watercourses and (subsequently) the r.Gt.Ouse.

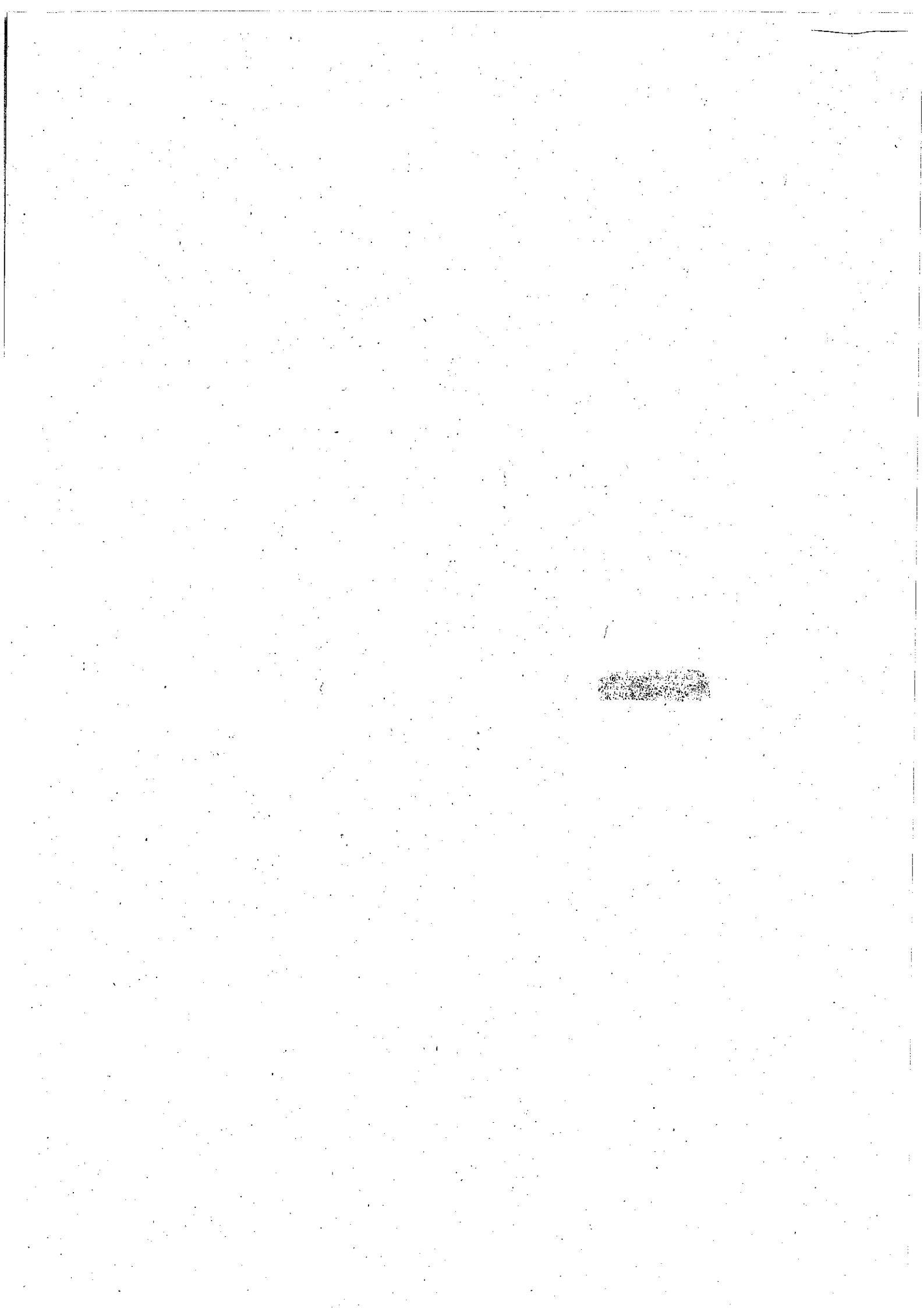
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It would be appreciated if you could kindly arrange for this communication to be acknowledged and hopefully the concerns herein addressed. Thank you.

Yours faithfully,



c.c. to Mr. Henry Bellingham MP





**Department
for Environment
Food & Rural Affairs**

Nobel House
17 Smith Square
London SW1P 3JR

T 08459 335577
helpline@defra.gsi.gov.uk
www.gov.uk/defra

Henry Bellingham MP
House of Commons
London
SW1A 0AA

Your ref: EH/HCBWALLWORK/06/13
Our ref: MC316078/GM

ISH

August 2013

From David Heath CBE MP
Minister of State for Agriculture and Food

David Heath

Thank you for your letters of 7 June and 3 July to Richard Benyon enclosing copies of correspondence from your constituent [redacted] about the potential impact of a proposed energy from waste facility on the common seal. I am replying as Duty Minister during the recess period and am sorry for the long delay in doing so.

Officials replied to [redacted] on 14 August, and I enclose a copy of that reply (ref: DWO319037/GM) for your information.

David Heath

DAVID HEATH CBE MP

FAO BST

Enclosure

Enc. DWO319037/GM



INVESTORS
IN PEOPLE

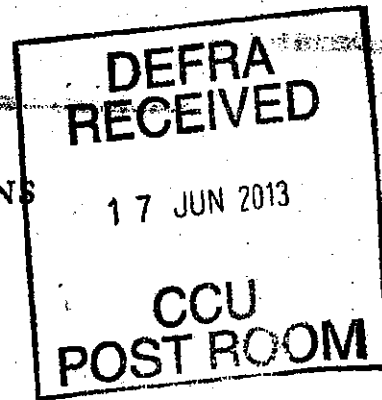
[REDACTED]

[REDACTED]

[REDACTED]



HOUSE OF COMMONS
LONDON SW1A 0AA



Richard Benyon Esq. MP
Parliamentary Under-Secretary of State, DEFRA
Nobel House
17, Smith Square
London SW1P

10th June 2013
Our Reference, EH/HCB/04/13

See file

RE: The Harbour Porpoise and the current Public Inquiry into the King's Lynn
Incinerator, Willows Business Park, Saddlebow, King's Lynn, Norfolk.

Further to previous correspondence in connection with the above subject, I have received some additional information from my constituent, [REDACTED]

I am enclosing a copy of the correspondence, and I would be very grateful if you could consider the points which [REDACTED] raises, and come back to me with your comments.

I look forward to hearing from you as soon as possible.

Kind regards,


Henry Bellingham M.P.

London Tel: 020 7219 8234
Fax: 0207219 2844

Constituency Tel: 01485 600559
Fax: 01485 600292

E-mail: bellinghamh@parliament.uk

[REDACTED]

From: [REDACTED]
Sent: 01 June 2013 12:24
To: BELLINGHAM, Henry
Subject: Re: Richard Benyon letter

Dear Henry,

There is a very damaging UK report of wildlife, called "The State of Nature" by 25 Conservation Groups and listed are the Harbour Seals, which are a distinct species in the WASH, from Common or Grey Seals and, more likely to be seen up the River Ouse so more likely to be affected by noise and pollution, water or airborne. Hence, this is yet another protected and endangered species - the Applicant, WASTE Inc (Contract name), has failed to do an appropriate expert assessment for a planning application to the Secretary of State, Eric Pickles.

I honestly believe this contract is now breached by the Applicant and thus is void. Norfolk Taxpayers cannot now be responsible for failures of WASTE Inc to secure their own planning application.

Can you get this to the right people to see if this is a way out of this contract?

Best regards,

[REDACTED]

-----Original Message-----
To: BELLINGHAMH@parliament.uk
Subject: Re: Richard Benyon letter
Sent: May 31, 2013 10:12 AM

Dear Henry, NOISE effects to HP.

Just a mini-addendum, those Harbour porpoise are very susceptible to noise, as the 50km across the open sea does indicate in the German study. Where there is just a 500m proximity to river Ouse (still in the brackish zone) there will undoubtedly be noise transference - the building land there is very poor, as the major piling works for Palm told the Engineers, with 100ft piles going into shifting sand, under peat and silt - what does silt and sand tell you? The noise transfer is something humans in fact did pick up vibrations a kilometre away - some say more. The air noise was dreadful here in Clenchwarton and we are 4km away from Saddlebow site

Cetaceans - porpoises, Dolphins etc in fact have incredible sonic systems and remarkable auditory ability. Where it is known that Whales can detect sound across the oceans, individually calling another animal these Porpoises shall easily be able to call across the WASH.

Piling, even auger-piling will affect the Harbour Porpoise during construction.

There is no mitigation for this noise. It will disturb them and can harm them in a way we cannot appreciate as with those studies there was a single study of a porpoise, miles from a site, when it started piling and it was traumatised and fell lifelessly to the sea-bed. It was in pain and writhed around. Researcher thought it was dead. When the piling stopped it seemed still in shock then it feebly went back to where it had come from, as if totally

dazed. Sound travels in water and they rely upon it with the perception levels we can only imagine.

Regards,

-----Original Message-----

From: BELLINGHAMH@parliament.uk

Sender: [REDACTED] — Mr Bellingham's secretary

To: [REDACTED]

Subject: RE: Richard Benyon letter

Sent: May 31, 2013 9:45 AM

Thank you very much for your e-mail to Henry, which will receive his attention.

Best wishes,

Office of Henry Bellingham MP

-----Original Message-----

From: [REDACTED] [mailto:[REDACTED]]

Sent: 30 May 2013 21:04

To: BELLINGHAM, Henry

Subject: Richard Benyon letter

Dear Henry,

I have shown the letter - not for other release purposes, just to clarify points- to eyewitnesses of the Wash Seals that do come up the River Ouse, on regular basis, passed the site and swimming within 500m and maximum deposition from the mass-burner at 850 metres, which is both sides of this area, which is the greatest fallout of heavy metals, densest air pollution (on a calm day), plus of significant levels of pollution - a fact I extracted from cross-examination of Wheelabrator's Professor Bridges, in the Inquiry. During local Temperature inversion conditions it will be ten times this significant figure and also during all start-up and shut down phases.

Hence, the Seals will be exposed to a significant level of pollution, PM2.5's & PM1's' heavy metals and contaminant dioxins, via the air. There will also be a dumping of quenching water and this will be a regular occurrence as levels of recycled quenching water are such (350 million litres per annum) that the site will have to flush their tanks and it has a direct overflow from lagoons and direct channel into the drainage dyke.

Next point is how does this affect seals - well pretty much in same way as us, but worse, as they get airborne and a waterborne dose, bio-accumulated in the already compromised environment of the River Ouse and frankly they are already under threat if their weakened immune system from deadly viruses, which almost wiped out the colony just a few years ago, is anything to go by. I am also in touch with Alison Charles of the RSPCA East Winch, as they do the fine job of rescuing orphans, injured as well as flood and storm lost seals, that require nurturing and feeding up for a release - usually into Mouth of Nene so it avoids the Ouse.

The seals absorb contaminants into all their fat reserves and, during hunger, pregnancy or stressful situations they will draw on these reserves - just like a harbour porpoise will, leading to death or risk of diseases they should fight off normally. The lead will attack joints, all organs, blood and be similar problem to human lead toxification. For babies and children there is no safe level, as the WHO report I lodged in Inquiry was unequivocal about.

Adults can stand a dose of Lead, but its always harmful to some degree. Young seals will die for want of humans polluting this River. It is totally unacceptable that a proper assessment was not conducted, or the relevant local experts not consulted at the time of original planning and for a Public Inquiry, by the Applicant. This should mean Wheelabrator failed to in fact supply the required documents to the Planning Inspector and so dismiss their Planning Application. It should be used to break their ludicrous contract, to claim 90 million from the taxpayers.

As for the Harbour Porpoise, they are a designated species in the WASH and it will travel up rivers until there is saline deficiency, so up to Brackish waters, at a point adjacent to the proposal in fact - with the Relief Channel Sluice level as a realistic marker, though High Tides will carry them further upstream for a foray - more likely at quieter times, so difficult to spot in the dark at high tide - but, nonetheless capable of doing so.

These cetaceans are also protected on Annex 11 and also Annex 1V as well, so they must be taken notice of here. Genetic studies(also lodged in Inquiry) show distinct groups for Baltic, East of England and possibly also WASH itself, as this is a unique site and preserves a gene pool in this largest Estuarine embayment. So we are lucky to have them and they will approach this site, within the same 500m area and will be susceptible to same 850m maximum deposition from Chimney stack and its outcome will be harmful. Disturbances will occur during con

Sent from my BlackBerry® smartphone on 02



**Department
for Environment
Food & Rural Affairs**

Henry Bellingham MP
House of Commons
London
SW1A 0AA

Nobel House
17 Smith Square
London SW1P 3JR

T 08459 335577
helpline@defra.gsi.gov.uk
www.gov.uk/defra

Your ref: EH/HCB/04/13
Our ref: MC314088/GM

15h
August 2013

From David Heath CBE MP
Minister of State for Agriculture and Food

Thank you for your letter of 10 June to Richard Benyon enclosing copies of emails from your constituent, [REDACTED], referring to previous correspondence about the potential impact of the proposed energy from waste (EfW) facility at King's Lynn on local marine life. I am replying as Duty Minister during the recess period and am sorry for the long delay in doing so.

While I understand [REDACTED] concerns, I would like to reassure him that the necessary safeguards are in place to ensure that the risk to the environment from the operation of the proposed facility is minimised.

The recovery and disposal of waste requires an environmental permit under the Environmental Permitting (England and Wales) Regulations 2010, the principal objective of which is to prevent harm to the environment and human health. The proposed facility was granted an environmental permit by the Environment Agency in July 2012, after over a year's assessment of the application and the material supplied by the applicant, relevant statutory bodies and the public. The Environment Agency consulted widely and took into account the available evidence to ensure that the plant, and its associated ash processing areas, will operate in a controlled and safe manner in both normal and abnormal scenarios. The permit controls emissions to the atmosphere and noise.

The environmental permit stipulates that no authorised discharge of contaminated water is allowed. Rainwater run-off will be collected, stored and used in the EfW process. Any water run-off from an area with potential for oil contamination will pass through an interceptor. Based on the information in the application, the Environment Agency is satisfied that appropriate measures will be in place to prevent or minimise emissions to water.

The proposed facility is permitted to discharge uncontaminated surface water under controlled conditions, which will be subject to discussion and written agreement during commissioning.



**INVESTORS
IN PEOPLE**

There is currently an Anglian River Basin Management Plan underway to address the pressures facing the area's water environment; you may be interested in reading the plans, which can be found at: www.environment-agency.gov.uk/research/planning/124725.aspx.

The use and development of the land is a matter for the relevant planning authority, in accordance with Government policy and guidance. National policy has strong protections for the natural environment. There are particular regulatory requirements applying to the determination of impacts on European sites (Special Areas of Conservation, or SACs, and Special Protection Areas, or SPAs) and the environment in general. In England, Ramsar sites receive the same protection as European sites.

Notwithstanding the fact that these are planning matters, Natural England did consider the impacts of the development proposal on the features of the relevant designated site, The Wash and North Norfolk Coast SAC, which is also a SPA and a Ramsar site.

The harbour porpoise is not, as [REDACTED] states, a designated feature of this site. Natural England is not aware of any records of harbour porpoise being present in this part of the River Great Ouse and does not believe they would be present in sufficient numbers for this project to affect the Favourable Conservation Status of this European Protected Species at the population level. Furthermore, harbour porpoises are unlikely to be present in the area of the development, due to its distance from The Wash (the facility is 6.55km upstream from the SAC boundary), which is the only means of access, and the area is not near any known feeding or breeding grounds for this species. As a result Natural England's view is that, in this case, it is not necessary to consider potential impacts on the harbour porpoise from land-based piling within the scope of the Environmental Statement that accompanied the application.

The common seal (which is in fact the same species as the harbour seal) is a designated feature of the site. However, it was also considered unlikely to be affected by this proposal. Natural England saw no reason to contest the findings presented in the Environmental Statement, which is publicly available. Taking into account the proposed drainage mitigation measures, the general finding was that the risk of significant levels of waterborne pollutants entering the aquatic environment during the facility's construction and operation could in effect be ruled out.

Potential impacts on invertebrate populations (the bottom of the food chain) were also considered, in particular shellfish beds, which are part of the intertidal flats feature of The Wash, with similar conclusions.


DAVID HEATH CBE MP





Norman Lamb

Member of Parliament for North Norfolk

A: Unit 4, The Garden Centre, Nursery Drive, Norwich Road, North Walsham, NR28 0DR
T: 01692 403752 E: norman@normanlamb.org.uk W: www.normanlamb.org.uk

Rt Hon Owen Paterson MP
Secretary of State for Environment,
Food & Rural Affairs
Nobel House
17 Smith Square
London
SW1P 3JR

*Please quote the reference in all
correspondence with this office*

Our Ref: 2013/1823-Inci001-PL

27 June 2013

Dear Owen,

Re: Norfolk Incinerator

I enclose a copy of a note I have received from David Harrison, the Cabinet Member responsible for Environment, Transport, Development and Waste at Norfolk County Council.

David feels that Norfolk County Council is in an extremely difficult position with regard to the proposed incinerator. Their request is that your department takes no final decision to withdraw promised Waste Infrastructure Credits from Norfolk until after the Communities Secretary has determined the outstanding planning application.

I should make it clear that I have strongly opposed the incinerator and hope very much that the Secretary of State decides to reject the planning application once he receives the report from the independent inspector.

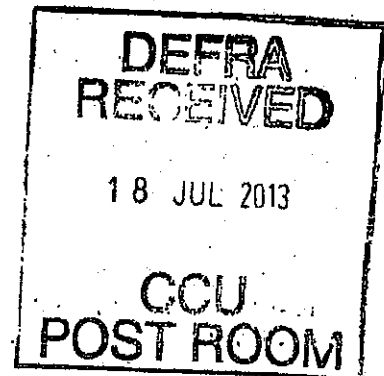
I look forward to hearing from you as soon as possible.

Yours sincerely,


Norman Lamb MP

Member of Parliament for North Norfolk

Dictated by Norman Lamb and sent in his absence



...for the Committee for Community Action to ...

...the only ...

...of the ...

...the ...

...the ...

[REDACTED]

From: Harrison, David [REDACTED]
Sent: 20 June 2013 10:27
To: [REDACTED]
Subject: FW: Incinerator

Dear Norman

I was hoping to catch you in Parliament on Tuesday to discuss where we are with the Willows. This is urgent, as I am hoping you can help in ensuring that Defra takes no decision to withdraw promised waste infrastructure credits from Norfolk - at least until after the Communities Secretary has determined the outstanding planning application. Any other decision at this stage would have disastrous consequences for Norfolk people, and dent confidence in the Government's infrastructure delivery promises.

Just last week, we were advised by Defra that it is now actively considering withdrawing from us £91m of Waste Infrastructure Credits (worth £169m over the life of the contract) confirmed to us in a promissory note from the then Defra Secretary only sixteen months ago.

As we both know, the project remains highly controversial, but we cannot let Norfolk residents and council taxpayers pay the price for that.

Critically for our residents, Defra's 'Promissory Note' gave the Council confidence to factor the expected £8m a year savings into the County Council's forward budget plans. Having delivered £140m savings by end of 2013/14, we are now having to plan to save a further £144m for the next three years. So you will see that the impact of a sudden withdrawal of the credits now poses a very real extra threat to local services for residents.

The technical reason Defra gives for this considered withdrawal, is that the energy from waste project for which they were promised has not secured planning permission by the given date which technically releases the Government from the funding promise to Norfolk County Council.

However the only reason this date has not been met is because the Secretary of State for Communities decided to call in the planning application, which this County Council had resolved to approve. The subsequent planning public inquiry is now concluded and we await the Communities Secretary's decision.

If he says no it will cost us 33 million.

In reality it appears Defra has seen this technical opportunity as one they could use to secure savings as part of the Spending Review but as I have said, the actual implications of such a decision for our residents would be very severe indeed.

As this authority is now a NOC council and a number of Members were elected specifically on an anti-incinerator platform, an announcement of this impact could easily trip a decision to terminate a contract. This would in itself leave us potentially exposed to a compensation payment of £90m or more. This, together with the loss of £169m grant, could leave Norfolk council tax payers approximately £260m worse off, and no nearer addressing the landfill challenge.

Because the payment would have to come in-year, and the County Council has to have a balanced budget, we would need to find balancing finance which would be nothing short of devastating for public services in Norfolk. We are making representations to CLG and Defra, but we probably need to bring influence to bear elsewhere in Government?

The risks associated with the delivery of major infrastructure projects are well known and the Government has been clear of its intention to minimise them where possible to drive the economic recovery.

The consortium has also invested significant sums of money into the Norfolk procurement and a decision to withdraw the credits at this late stage will undermine the confidence of funding banks in lending to such projects going forward.

If, only 16 months after awarding the credits and signing off the business case on which they were made, the Government say a remodelling of their figures now means a project that has been some four years in gestation is not needed by them, the only message that will give to the industry will be to decrease confidence in the Government's stated commitments to growth, jobs and the economy. I thought this might be something you could raise with Nick Clegg, in his role Chairing the Cabinet committee on infrastructure delivery?

As you know, Lib Dem policy is anti incinerator and we are trying to get out of the contract with minimal financial damage. But that seems impossible at the moment, it is either a 33 or an 90 million hit and we really can not do that. Any help would be hugely beneficial. Looking forward to talking to you. David

To see our email disclaimer click here <http://www.norfolk.gov.uk/emaildisclaimer>



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Food & Rural Affairs**

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Norman Lamb MP
House of Commons
London
SW1A 0AA

Your ref: 2013/1823-Inci001-PL
Our ref: MC317098/WVK

3 August 2013

From Lord de Mauley
Parliamentary Under Secretary

Dear Norman,

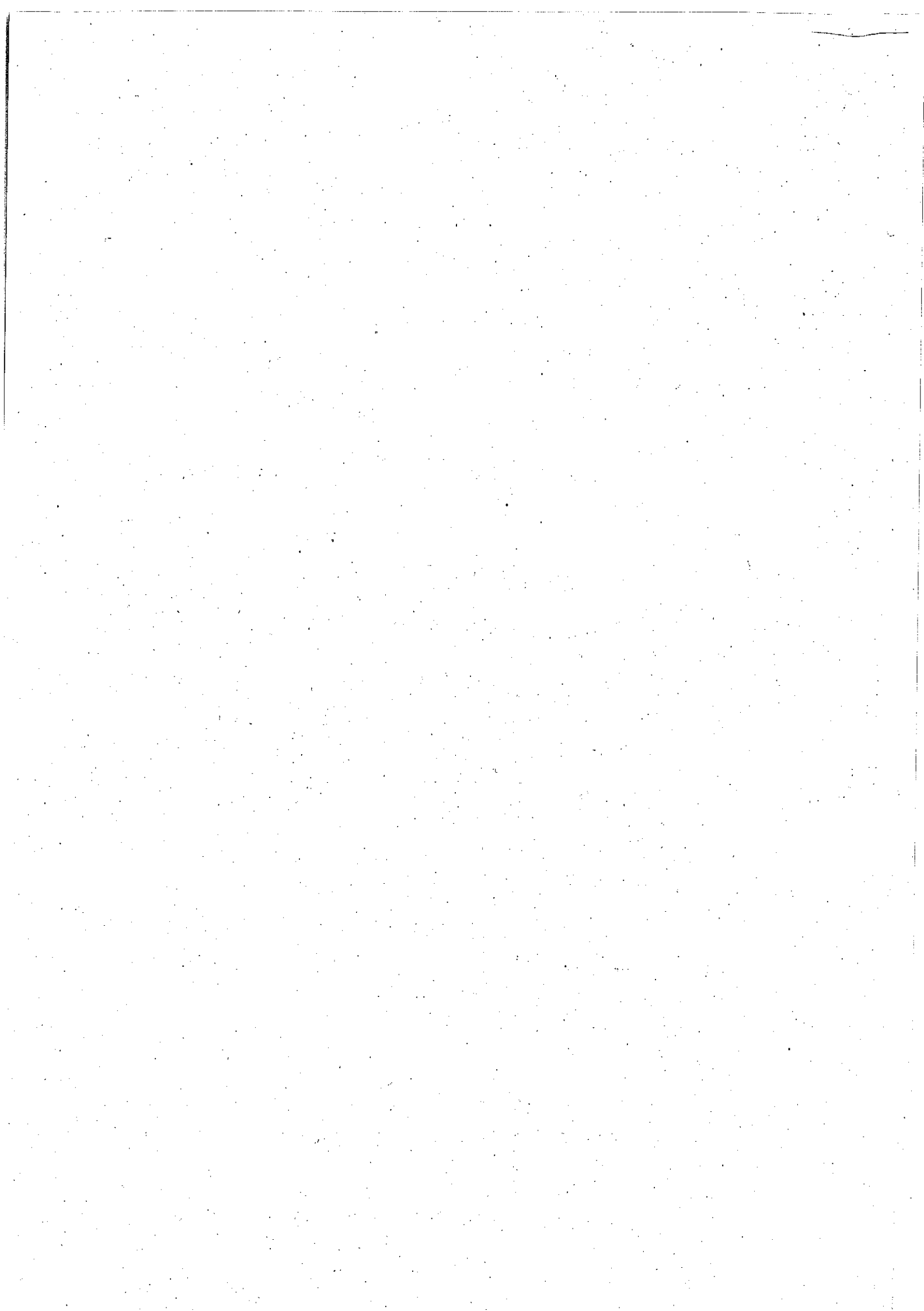
Thank you for your letter of 27 June to the Secretary of State enclosing a copy of an email from your constituent, Mr David Harrison, Cabinet Member responsible for Environment, Transport, Development and Waste at Norfolk County Council, about Norfolk County Council's (NCC) waste infrastructure project. I am replying as the Minister responsible for policy on waste.

While it is correct that Defra is reviewing the Waste Infrastructure Credits (WICs) allocated to the NCC project, no decision has been taken as yet. This review is being carried out in accordance with the procedure provided for in Defra's WIC letter issued to NCC in respect of the project in February 2012. I am unable to comment on the timing of any decision or provide an undertaking in this regard. As you are also no doubt aware, the determination of the project's planning application is not a matter for Defra. The Secretary of State for Communities and Local Government will I am sure contact NCC in due course with regard to the planning application.

*Yours
Rupert*



**INVESTORS
IN PEOPLE**



REDACTED
OUT OF SCOPE

-----Original Message-----

From: TRUSS, Elizabeth [mailto:elizabeth.truss.mp@parliament.uk]

Sent: 27 August 2013 15:52

To: PS/Richard Benyon (Secretariat)

Subject: FW: Common Seals in the River Great Ouse - Corywheelabrator Planned Incinerator, The Willows, King's Lynn, Norfolk,

[cid:image001.jpg@01CEA31A.BEB679B0]

Elizabeth Truss MP

Member of Parliament for South West Norfolk

The Limes

32 Bridge Street, Thetford, Norfolk IP24 3AG

01842 757345

Dear Richard,

*Name + address of constituent
redacted.*

I am writing on behalf of my constituent

~~_____~~, who is concerned about the impact of the proposed King's Lynn Incinerator on Seals under the Habitats Directive. I would be grateful if you could consider her concerns so that I am able to provide her with a full response.

Best wishes,

Elizabeth Truss MP

-----Original Message-----

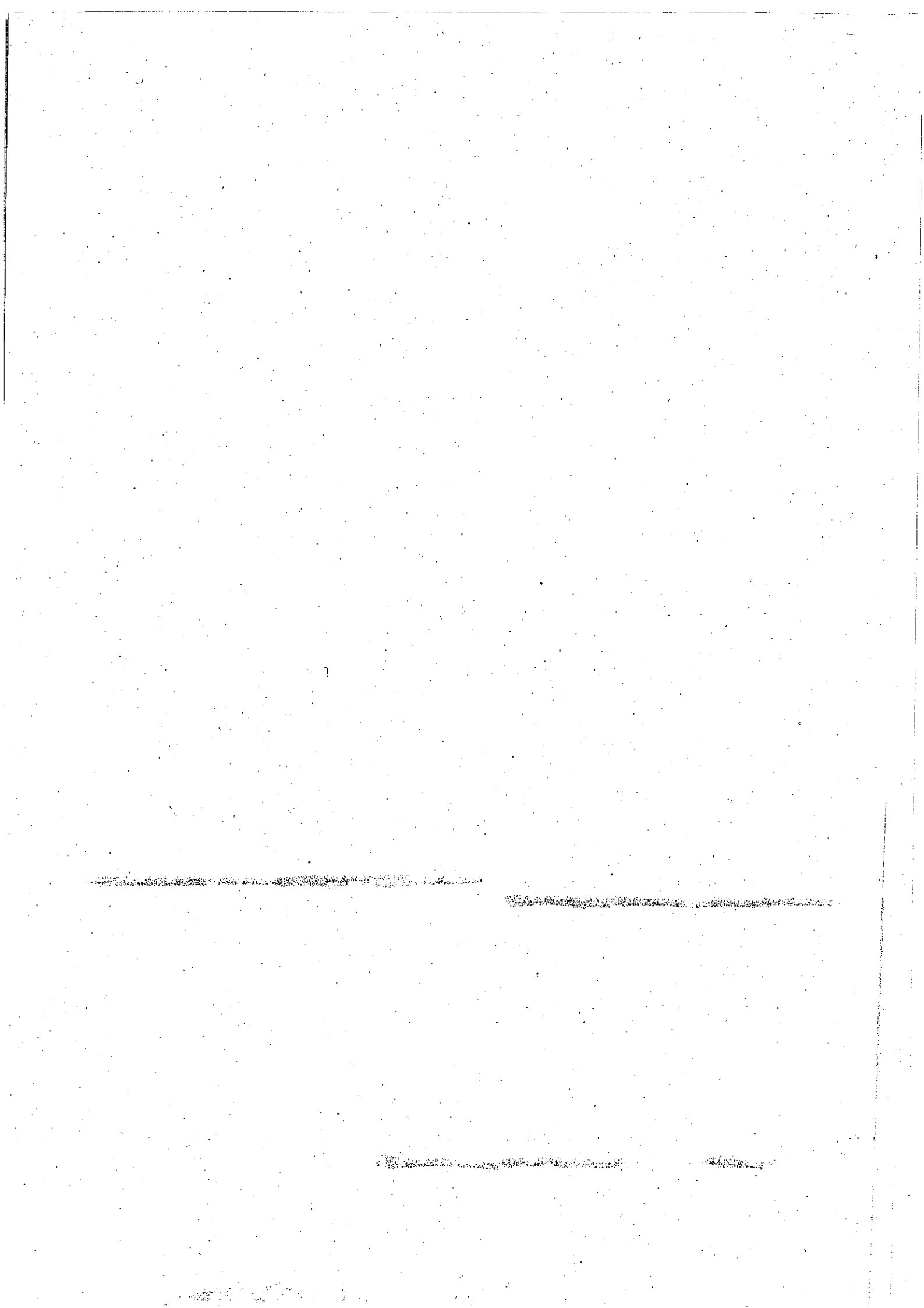
From: ~~_____~~ [mailto:~~_____~~]

Sent: 18 August 2013 18:24

To: eric.pickles@communities.gsi.gov.uk<mailto:eric.pickles@communities.gsi.gov.uk>

Cc: office@brandonlewis.co<mailto:office@brandonlewis.co>; BELLINGHAM, Henry;

contact@chloesmith.org.uk<mailto:contact@chloesmith.org.uk>; TRUSS, Elizabeth;



REDACTED
CIRCULATION LIST

Dear Sir,

I am becoming increasingly concerned that the presence of the Common Seal (which as you will know is a protected species) is being totally ignored in the habitats directive for the planned King's

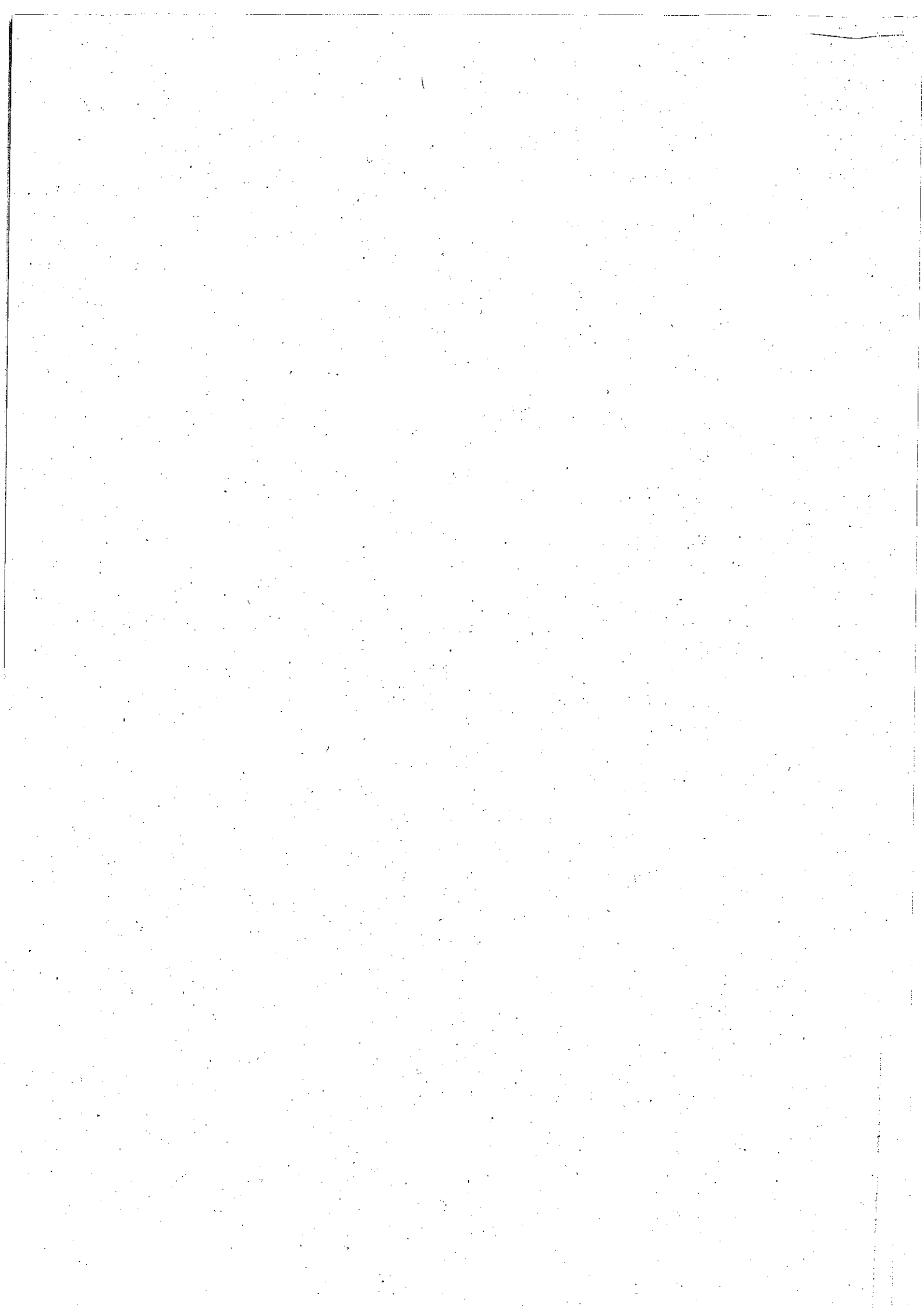
Lynn Incinerator.

I have previously sent e-mails containing information which shows that these creatures do travel up The River Great Ouse, past the proposed incinerator site and down river for several miles. The first item on the attached scan (Surprise Snack) shows a sighting of a Common Seal at Ten Mile Bank which is near Downham Market. This site is approx. 11 miles up the Ouse. The other item I have copied and pasted is of a Common Seal in the Ouse at King's Lynn, almost adjacent to the planned site.

I would be very grateful if you would spare a few moments to look closely at both items. These extracts were taken from the Norfolk Wildlife Trust newsletter for Summer 2013. You will note that I have 'cut and pasted' the particular parts as I did not want to send my newsletter.

The Wash is a very important conservation area where migrating birds stay and breed. It is also the home of the Common Seal and the Harbour Porpoise.

These creatures are protected and do not appear to have been considered within the Habitats Directive as I have mentioned and your assurance that this will be looked into would be much appreciated.



I have not received responses to my previous e-mails (apart from a received receipt) and I am very worried that these creatures are just being ignored as I feel I have.

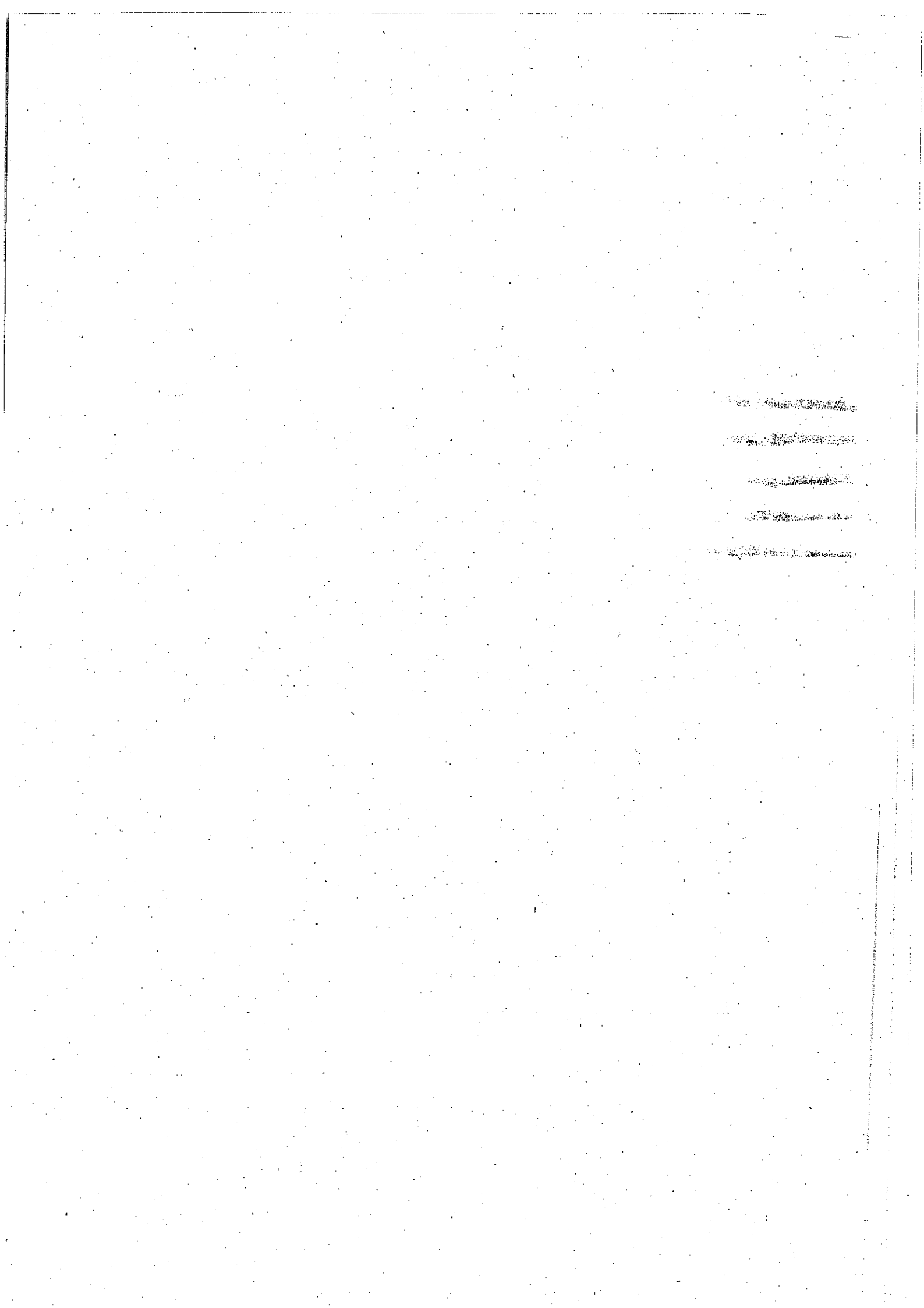
Thank you for your time,

Yours sincerely,

[Redacted signature block]

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TERN FROM THE RESERVES 3



Surprise snack

A surprising snack was captured by the Norfolk Island Wildlife Reserve in the early 1980s. It was a small, dark, round object, possibly a piece of fruit or a seed, that was found in the stomach of a tern. The bird was found dead on the beach, and the snack was the only thing left behind. The bird was found in the early 1980s, and the snack was the only thing left behind.

The bird was found in the early 1980s, and the snack was the only thing left behind.



Woodward's Warbler (Puffin)
Black-billed Gull
Black-billed Gull
Black-billed Gull

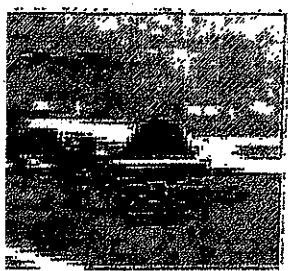
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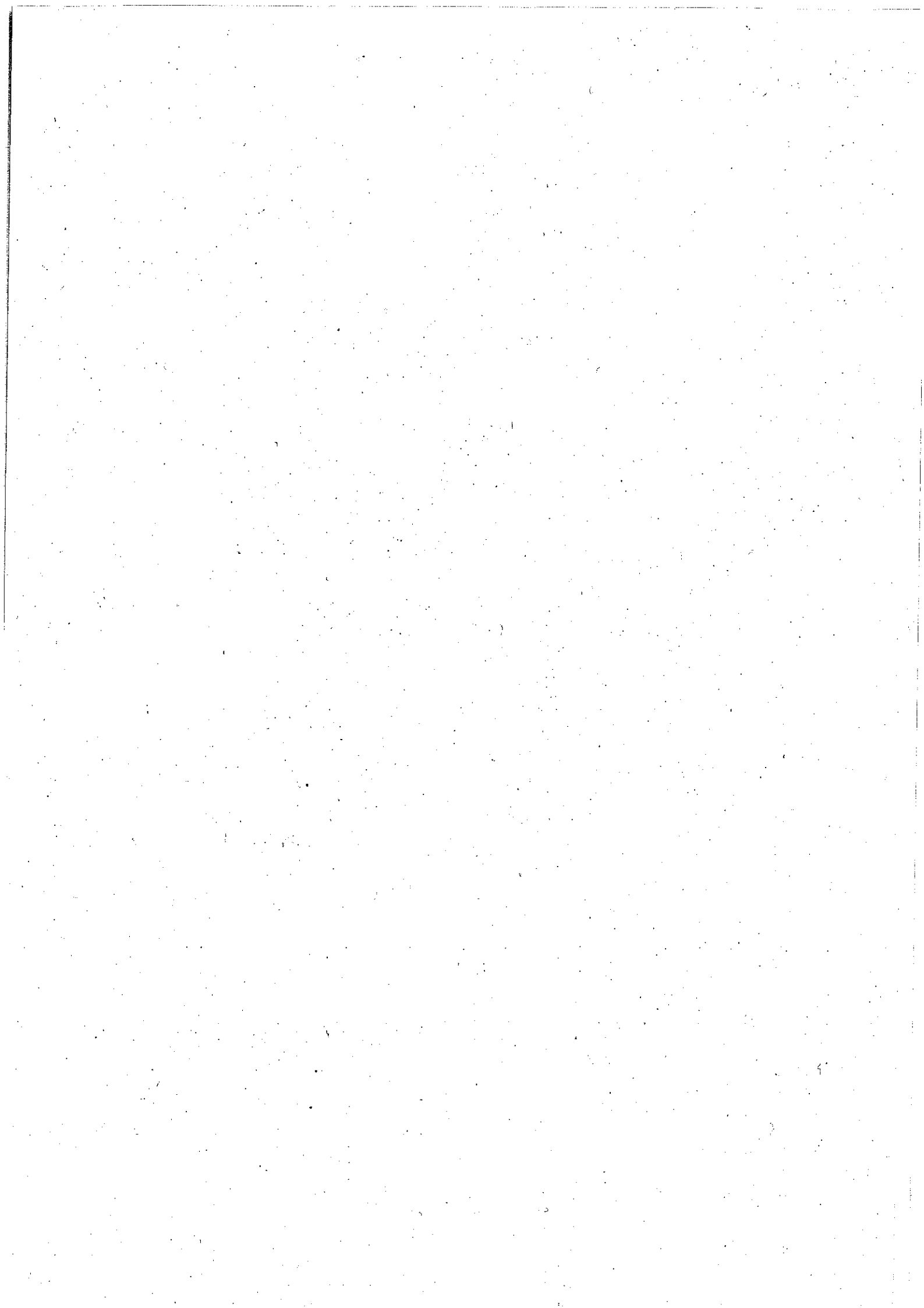
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The bird was found in the early 1980s, and the snack was the only thing left behind.

Wild Norfolk's top 10 wildlife highlights



The bird was found in the early 1980s, and the snack was the only thing left behind.





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Food & Rural Affairs**

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Elizabeth Truss MP
House of Commons
London
SW1A 0AA

Our ref: MC320828/GM

18 October 2013

From Dan Rogerson MP
Parliamentary Under Secretary

Name + address of constituent
redacted.

Thank you for your email of 27 August to Richard Benyon attaching one from your constituent, [redacted] about the proposed energy from waste (EfW) facility at King's Lynn and its potential effect on common seals in the River Great Ouse. I am replying as the new Minister responsible for this policy area and am sorry for the delay in doing so.

While I understand [redacted] concerns, I would like to reassure [redacted] that the necessary safeguards are in place to ensure that the risk to the environment from the operation of the proposed facility is minimised.

The recovery and disposal of waste requires an environmental permit under the Environmental Permitting (England and Wales) Regulations 2010, the principal objective of which is to prevent harm to the environment and human health. The proposed facility was granted an environmental permit by the Environment Agency in July last year, after over a year's assessment of the application and the material supplied by the applicant; relevant statutory bodies and the public. The Environment Agency consulted widely and took into account the available evidence to ensure that the plant, and its associated ash processing areas, will operate in a controlled and safe manner in both normal and abnormal scenarios. The permit controls emissions to the atmosphere and noise.

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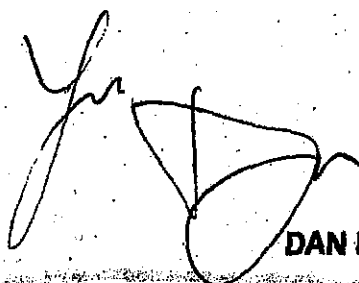


INVESTORS
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There is currently an Anglian River Basin Management Plan underway to address the pressures facing the area's water environment; you may be interested in reading the plans, which can be found at: www.environment-agency.gov.uk/research/planning/124725.aspx.

The use and development of the land is a matter for the relevant planning authority, in accordance with Government policy and guidance. National policy has strong protections for the natural environment. There are particular regulatory requirements applying to the determination of impacts on European sites (Special Areas of Conservation, or SACs, and Special Protection Areas, or SPAs), protected species and the environment in general. In England, Ramsar sites receive the same protection as European sites.

Natural England, as the relevant statutory nature conservation body, was consulted on the environmental impacts of the plan and this will have been taken into account in the decision-making process. You will be aware that the Secretary of State for Communities and Local Government has called in the planning application for determination, and a decision is expected on 16 January next year.



DAN ROGERSON MP





KEITH SIMPSON MP
BROADLAND

HOUSE OF COMMONS
LONDON SW1A 0AA

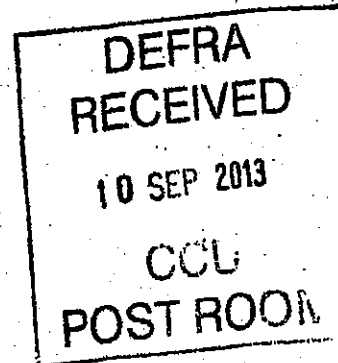
Tel: 020 7219 4053

Fax: 020 7219 0975

E-mail: keithsimpsonmp@parliament.uk

Website: www.keithsimpson.com

Mr Richard Benyon MP
Parliamentary Under Secretary of State
Department for the Environment, Food and Rural Affairs
Nobel House
17 Smith Square
London SW1P 3JR



30 August 2013

Dear Richard

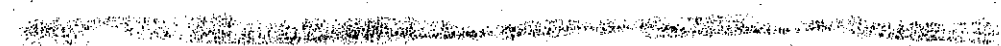
I enclose a copy of a letter which I have received from a constituent, [REDACTED] about the well-being of the common seal being ignored by the habitats directive for the proposed Kings Lynn incinerator.

I would be grateful if you could look into the points raised by my constituent and report back to me.

Yours sincerely,

Keith Simpson MP

Name & address of
constituent redacted



From:
Sent:
To:
Cc:

[REDACTED]
18 August 2013 18:24
eric.pickles@communities.gsi.gov.uk

REDACTED

CIRCULATION LIST

Subject:

Willows, King's Lynn, Norfolk.

Attachments:

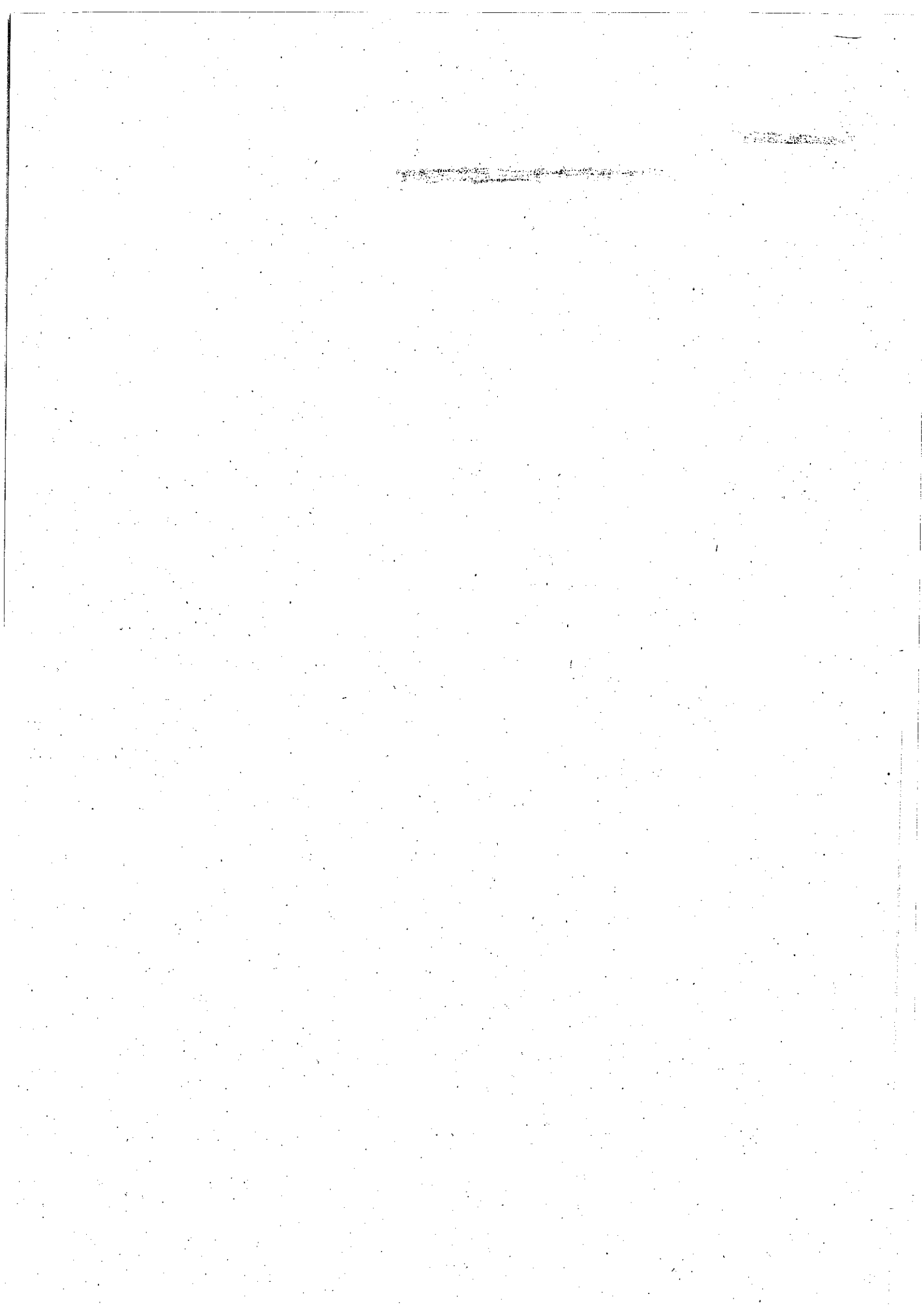
Scan.jpg

Dear Sir,

I am becoming increasingly concerned that the presence of the Common Seal (which as you will know is a protected species) is being totally ignored in the habitats directive for the planned King's Lynn Incinerator.

I have previously sent e-mails containing information which shows that these creatures do travel up The River Great Ouse, past the proposed incinerator site and down river for several miles. The first item on the attached scan (Surprise Snack) shows a sighting of a Common Seal at Ten Mile Bank which is near Downham Market. This site is approx. 11 miles up the Ouse. The other item I have copied and pasted is of a Common Seal in the Ouse at King's Lynn, almost adjacent to the planned site.

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The Wash is a very important conservation area where migrating birds stay and breed. It is also the home of the Common Seal and the Harbour Porpoise. These creatures are protected and do not appear to have been considered within the Habitats Directive as I have mentioned and your assurance that this will be looked into would be much appreciated.

I have not received responses to my previous e-mails (apart from a received receipt) and I am very worried that these creatures are just being ignored as I feel I have.

Thank you for your time,

Yours sincerely,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

1944



**Department
for Environment
Food & Rural Affairs**

Nobel House
17 Smith Square
London SW1P 3JR

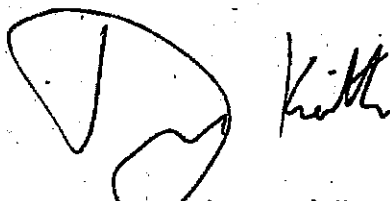
T 08459 335577
helpline@defra.gsi.gov.uk
www.gov.uk/defra

Keith Simpson MP
House of Commons
London
SW1A 0AA

Our ref: MC321797/GM

18 October 2013

From Dan Rogerson MP
Parliamentary Under Secretary



Thank you for your letter of 30 August to Richard Benyon enclosing a copy of an email from your constituent, [REDACTED] about the proposed energy from waste (EFW) facility at King's Lynn and its potential effect on common seals in the River Great Ouse. I am replying as the new Minister responsible for this policy area and am sorry for the delay in doing so.

While I understand [REDACTED] concerns, I would like to reassure [REDACTED] that the necessary safeguards are in place to ensure that the risk to the environment from the operation of the proposed facility is minimised.

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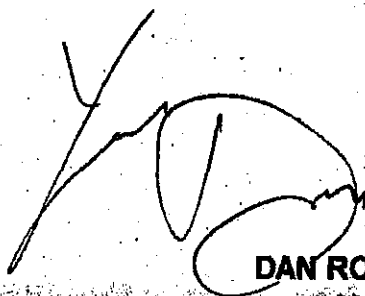


**INVESTORS
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Natural England, as the relevant statutory nature conservation body, was consulted on the environmental impacts of the plan and this will have been taken into account in the decision-making process. You will be aware that the Secretary of State for Communities and Local Government has called in the planning application for determination, and a decision is expected on 16 January next year.



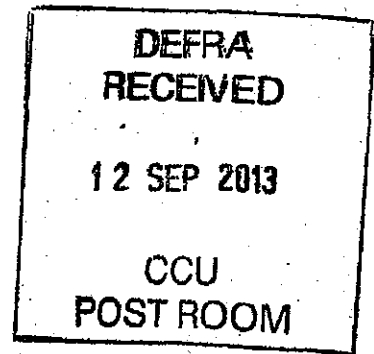
DAN ROGERSON MP





HOUSE OF COMMONS
LONDON SW1A 0AA


David Heath Esq. CBE MP
Minister of State for Agriculture and Food
DEFRA
Nobel House
17 Smith Square
London SW1P 3JR




2nd September 2013
Our Reference: EH/HCB/WILKIE/09/13


Your Ref: MC314088/GM

RE: King's Lynn Incinerator, Willows Business Park, Saddlebow, King's Lynn,
Norfolk: potential impact on local marine life.

Further to previous correspondence in connection with the above subject, I have received a letter from my constituent, 

I am enclosing a copy of the correspondence, and I would be very grateful if you could consider the points which  raises, and come back to me with your comments.

I look forward to hearing from you as soon as possible.

Kind regards,


Henry Bellingham M.P.

London Tel: 020 7219 8234
Fax: 0207219 2844

Constituency Tel: 01485 600559
Fax: 01485 600292

E-mail: bellinghamh@parliament.uk

Dear Henry,

WASH Harmed by Incinerator

27th August 2013

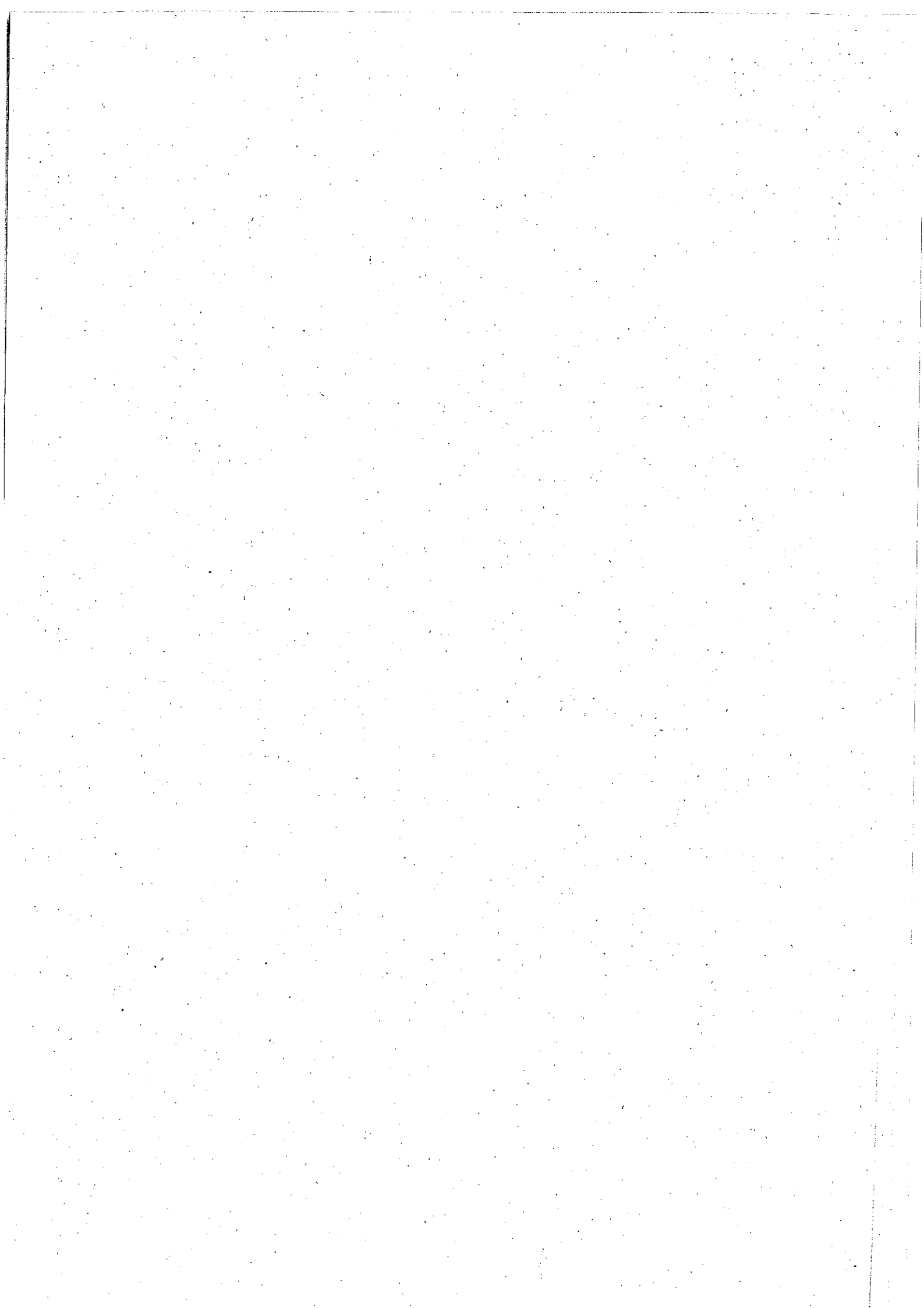
Thank you for forwarding the letter from David Heath MP, Duty Minister of State for Agriculture & Food, at DEFRA. I would like to comment please, as follows:-

Having attended multiple Cabinet and Planning meetings and our Public Inquiry.....

- 1) The potential impact on the Wash Marine Life and River Great Ouse and Chalk River Nar was 'not appropriately assessed' either by the Applicant Wheelabrator or Norfolk County Council. There is 'no air quality study' conducted for the Estuary or any mention whatsoever in Planning documents of the 500m adjacent River Nar, which has two designated protected species in the Water Vole and Otter and was in fact unknown to both 'purported expert ecologists', who only did desktop appraisals so did not know this 'EA cleaned up river backed by WWF', was even present there.
- 2) The WASH ESTUARY MANAGEMENT PLAN (2004) agreed by NCC, precludes such Incinerator emissions, specifically because of their harmful emissions to air.
- 3) Neither Ecologist, nor planners, made any reference to Designated species, that do in fact (professionally witnessed and electronically tagged) come within harmful distances of the proposed EfW site - being disturbed during construction, long term bio-accumulation effects from poor air quality, temperature inversion conditions, as well as water contamination, via carbonic acid manufacture and, airborne pollution that is deposited, by the Applicant's own calculations, at maximum levels, directly in the two adjacent rivers at four critical points - one brackish and one marine, for the River Gt. Ouse, affecting Redlisted European Eels and Common and Harbour seals and also Harbour Porpoise that are fully sighted within the Estuary, at Green Quay, but also into the protected Chalk River of the Nar, polluting and disturbing Otters. It was established in the Public Inquiry that the 'designated species do exist there', so it is disingenuous to either deny their existence (on JNCC lists, ASCOBANS, WWF, Ramsar and RSPCA, SEAWatch records) or claim the effect can be mitigated upon.
- 4) The WASH BIODIVERSITY ACTION PLAN specifically states that the designated Harbour Porpoise is a feature of the WASH. RSPCA and SEAWATCH sightings are in fact confirmation of their existence in the ESTUARY and down to KINGS LYNN in the River Great OUSE. There was no attempt by the Applicant to contact experts, in the functioning Wash Estuary Strategy Group, during the period of their application, with no references whatsoever to their 113 page study, the 'WBAP', at the Inquiry or in their planning application. The small numbers make them genetically significant and, therefore, gives more reasons to protect the distinct WASH gene pool present. Natural England failed to consult with their site specific person, Delphine Suty, who does know about this species and does know that seals migrate up the River Ouse and did know about the River Nar and its designated species. IUCN Red-Listed Eel (*Anguilla Anguilla*) travels the oceans, to River Great Ouse freshwater sites, but this was not mentioned by the Applicant or ever considered by NE, the EA or DEFRA. Its status is 'critical' and its migration & health will be directly affected by this proposal. Harbour porpoises will migrate up to freshwater levels, which is South of proposed site and it is a matter of fact they are being sighted in the River itself alongwith seals that Richard Benyon denies travel upstream. The Ministers are being badly misled.

- 5) The effect on the Invertebrates was solely calculated as a ppm flood scenario, in terms of the volume of water in the WASH - this 'desktop calculation', again with no consultation with the shellfish fishing industry in the WASH. failed to take account of any cumulative affect from air to sea - the resulting 'Carbonic Acid' breaks down all shell - plus failed to account of the intertidal exchanges of water, which is very low, owing to the unique shape (narrow necked and broad based) of the WASH, which restricts exchange of water so actually concentrates pollution in the WASH from the River Ouse - hence human contamination remains and is not flushed out to the Sea - plus, with no air quality study completed DEFRA cannot possibly say that it is safe.
- 6) The Environment Agency released neurotoxins from a Peterborough spill into an otherwise clean River Nene on June 21st last year - it killed thousands of FISH and shellfish fishing for the entire WASH industry and local private consumption had to be dumped and disposed of for three days - even though the warning came after a leak three days earlier, that was not detected over the weekend, or by NE or EA. Its 'SAFAPAC' source did not even require an EA permit according to EA officials. The Applicant has a long history of environmental violations, deliberately polluting the Saugus Estuary in the USA and a Mercury disposal into groundwater. We are not interested in fines as CW profits can easily withstand them as occupational hazards and it does nothing to protect the wildlife - the role the EA should be adopting here.
- 7) The WASH Biodiversity Action Plan protected Area goes up to the A47 Bridge in the WBAP (1km from site), all designated species are effectively 'travelling SAC's in their protection afforded by International Law, adopted into National Law in the EU Habitats Directive, so it is not 6.55km before you harm a designated species, as the SAC is in fact where the species are. They were sighted at Green Quay, South of Lynn and very close to the proposed site. Designated seals are a common feature in River Ouse, down to Magdalen and Denver. I have seen Harbour Porpoises near the docks in Lynn and beside the A17 Nene Bridge - which is the WBAP boundary. That is a parallel situation, up the River Nene, to the A47 Great Ouse river Bridge. A totally independent, verified Seawatch, sighting was made at Green Quay, in 2012.
- 8) The Seawatch sightings were lodged in the Inquiry, with many UK Wildlife Trusts and other respected organisations (RSPCA for example) taking part in sightings for official records. Whether it is seal, harbour porpoise, European Eels (you cannot be expecting too many sightings of translucent elvers), white-beaked Dolphins, or river based Otters and Water Voles, the airborne contamination has not been taken into account and the waterborne flood scenario fails to accord with proper scrutiny of all contamination, including low tide disposal of IBA cleansing water - 350 million litres per annum disposal is envisaged - or that even the flood scenario considered that the IBA is not inert, or that it would be washed away, when the reality is the 'WASH' is a misnomer, as the Estuary accumulates silt and contamination owing to its shape - a feature that cannot be mitigated against. It is also too unique to destroy by Defra failing to give thorough investigation of the true facts, all of which can be confirmed, by people, such as Paul Espin of WESG and Adam Grogan of the RSPCA (UKHQ).

Please will you forward these points to David Heath for his consideration, as I honestly believe he is being given incorrect information that can be confirmed by a WASH site specific expert and from the RSPCA, I would like to think he would trust.





**Department
for Environment
Food & Rural Affairs**

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www.gov.uk/defra

Henry Bellingham MP
House of Commons
London
SW1A 0AA

Your ref: EH/HCBWILKIE/09/13
Our ref: MC322057/GM

5 November 2013

From Dan Rogerson MP
Minister for Water, Forestry, Rural Affairs and Resource Management

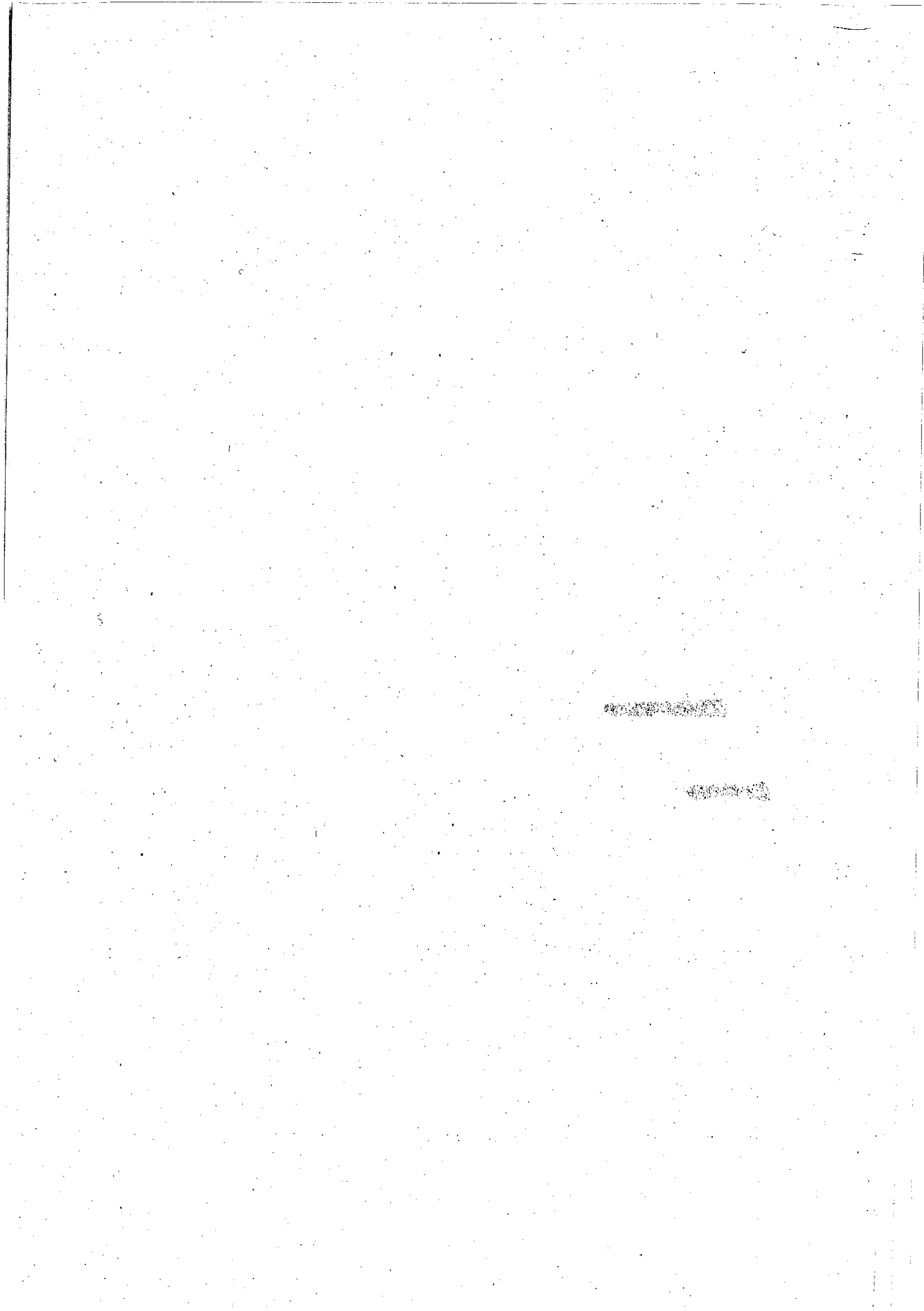
Henry

constituent's name
redacted.

Thank you for your letter of 2 September to David Heath enclosing a copy of one from your constituent, [REDACTED] referring to previous correspondence about the Norfolk waste infrastructure project. I am replying as the new Minister responsible for waste policy and am sorry for the long delay in doing so.

I note [REDACTED] concerns about the potential impact of the project on local marine life. Natural England and the Environment Agency were consulted on the relevant environmental impacts of the project and this will have been taken into account in the decision-making process. However, as you know, Defra has withdrawn funding in the form of waste infrastructure credits from the project, following a review that was triggered by a breach of the terms and conditions under which the department's funding was agreed. The decision to withdraw funding following that review was taken because we expect to have sufficient infrastructure in England to enable us to meet our target for reducing waste sent to landfill in line with the requirements of the EU Landfill Directive (1999/31/EC). This does not mean that Defra has cancelled the project; the decision whether or not to continue the project is one for the County Council to make.

DAN ROGERSON MP





HOUSE OF COMMONS

LONDON SW1A 0AA

STRICTLY PRIVATE & CONFIDENTIAL

The Rt Hon Owen Paterson MP
House of Commons
London SW1A 0AA

12th September 2013
Our Reference: EH/HCB/07/13

Dear Owen,

RE: Proposed Incinerator at Saddlebow/King's Lynn: PFI/Waste Credits.

I was glad that we had a chance to talk about the above the other evening.

There are two points that may well be of interest to you:

First of all it would appear that the original award of credits did indeed have a "longstop date" attached, and we are now well past this.

It is for this reason that Norfolk County Council have come up with a Revised Project Plan, which is to go before Full Council in the near future.

We have also heard that the Inspector, who presided over the April/May Public Inquiry, is not likely to present her report to the Secretary of State until November. It is then quite possible that the Secretary of State will not take a decision on this for quite a period of time.

For all these reasons it would be really good news indeed if the PFI Credits could be stopped as soon as possible.

Kind regards,


Henry Bellingham M.P.

DEFRA
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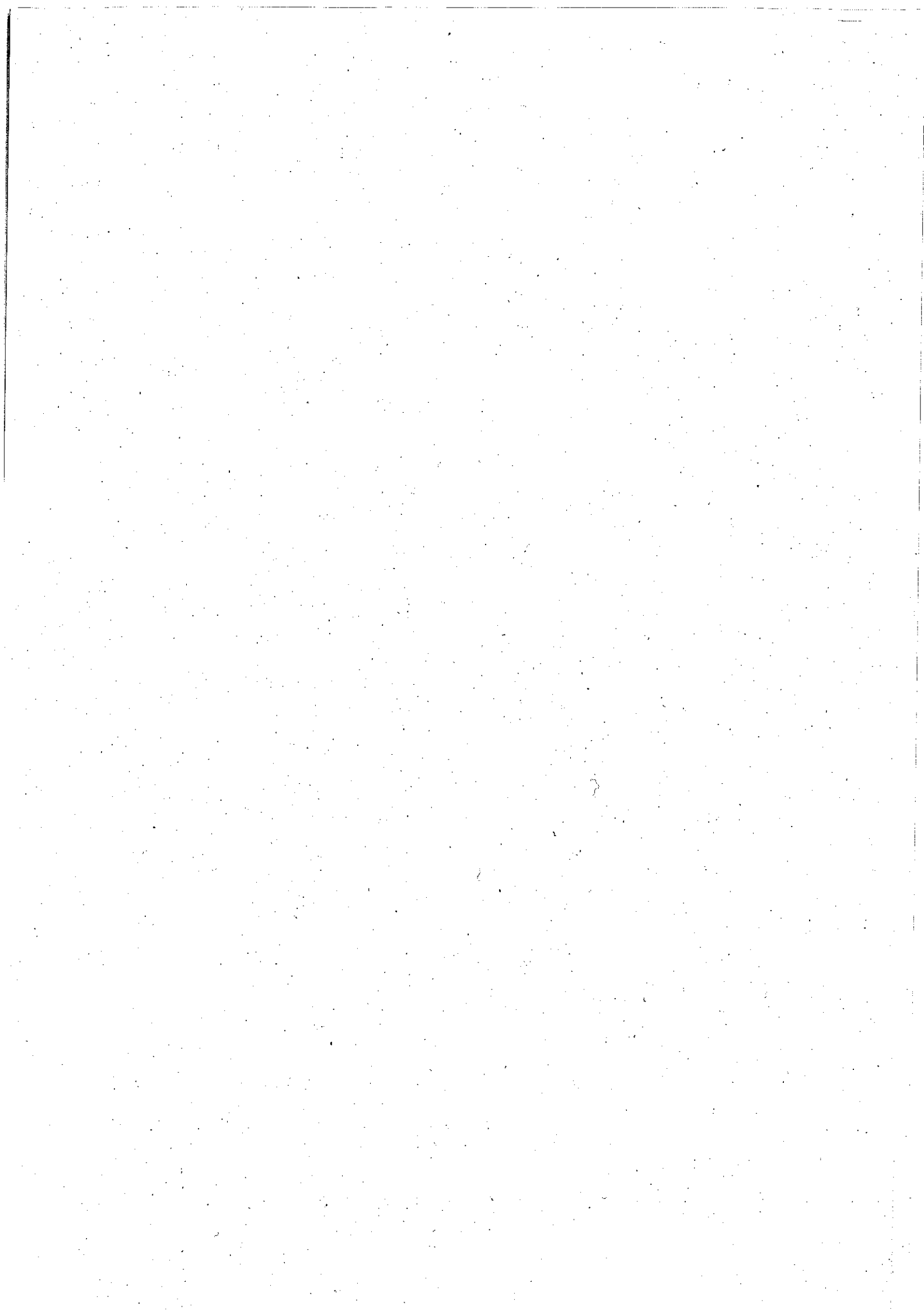
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CCU
POST ROOM

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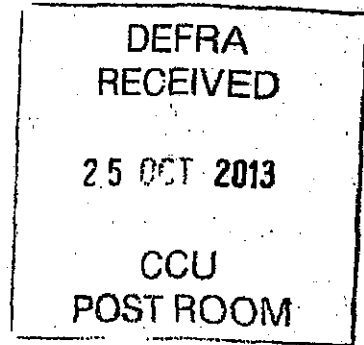




HOUSE OF COMMONS

LONDON SW1A 0AA

The Rt Hon the Lord de Mauley
Parliamentary Under Secretary of State, DEFRA
Nobel House
17 Smith Square
London SW1P



22nd October 2013
Our Reference: EH/HCB/07/13

Dear Owen,
RE: Review of Norfolk County Council Waste Infrastructure Credits (WIC).

Thank you very much indeed for your recent letter in connection with the above.

I am very grateful to you for taking the trouble to contact me, and I must say that I am absolutely delighted with this very sensible decision.

Obviously the County Council have breached some of the terms and conditions under which the funding was originally agreed, so in these circumstances it must make sense withdrawing the Waste Infrastructure Credits.

I also take on board the point you make about the excellent progress that we are making towards meeting the UK's 2020 EU Landfill Directive target.

As you say, this decision has not been taken lightly, but I am quite convinced that it is the right one, furthermore, there is a huge amount of support for it within my own constituency, and in the constituency of my colleague, Elizabeth Truss.

Kind regards,

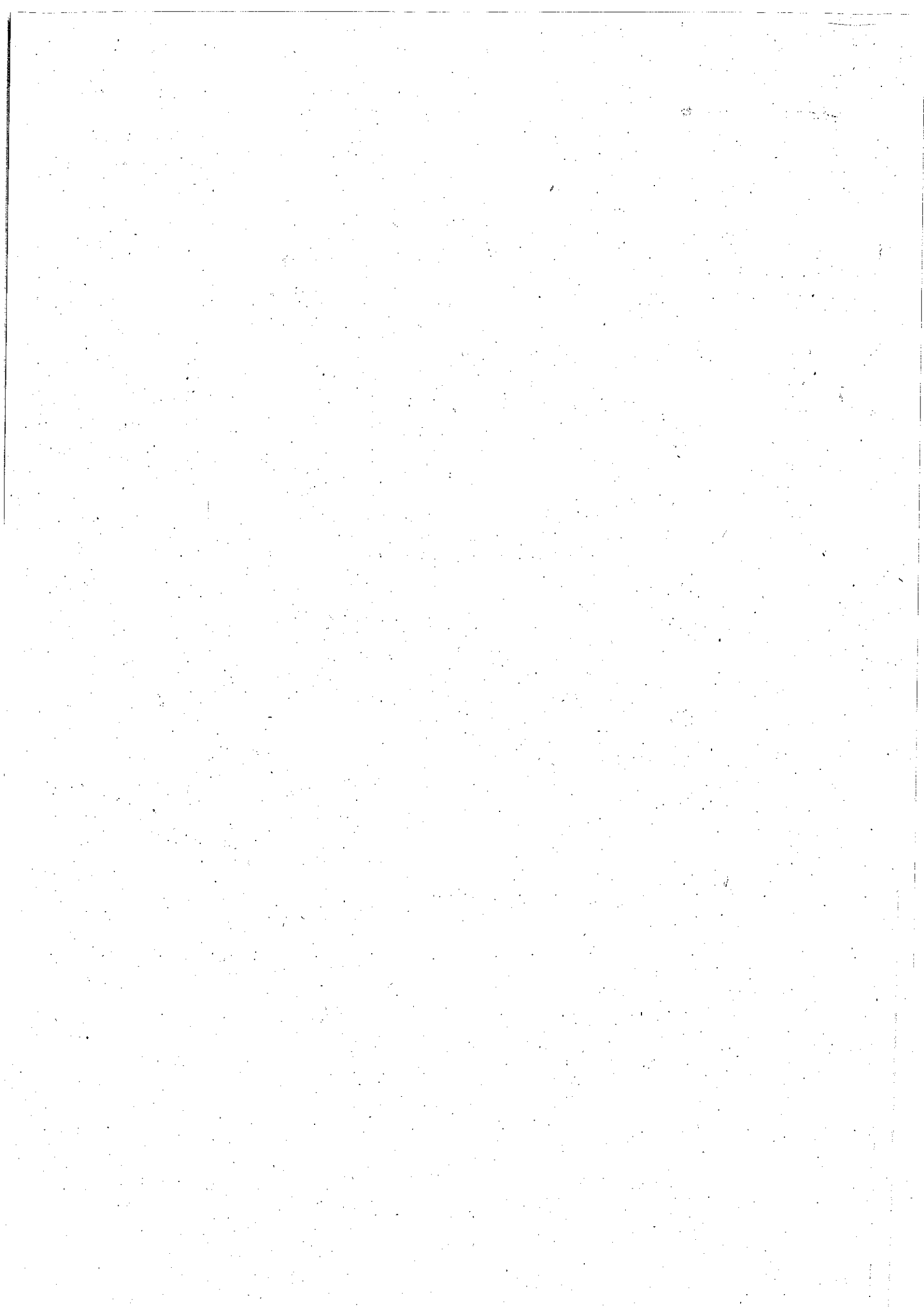

Henry Bellingham M.P.

cc The Rt Hon Owen Paterson MP, Secretary of State, DEFRA

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To: Leckie, Douglas (Defra)
Subject: RE: Norfolk Waste Infrastructure Credits

From: DEFRA OFFICIAL
Sent: 06 January 2014 17:01
To: REDACTED: OFFICIAL IN RICHARD BACON, MP OFFICE
Cc: DEFRA OFFICIAL
Subject: Norfolk Waste Infrastructure Credits

Dear OFFICIAL IN RICHARD BACON, MP OFFICE,

The review by Defra ministers of the allocation of Waste Infrastructure Credits to the Norfolk project was prompted by Norfolk County Council breaching a condition attached to the WI Credit Letter. The particular condition was in relation to planning permission – the Authority did not obtain satisfactory planning consent by the Planning Permission Longstop Date in the Contract between the Authority and the Contractor.

The outcome of the Norfolk review was communicated to the Leader of Norfolk County Council in a letter dated 18 October. NCC has made the letter available on its website: <http://www.norfolk.gov.uk/view/ncc126602>

Further information on the waste arisings and treatment capacity analysis that informed this decision is available at <https://www.gov.uk/government/publications/forecasting-2020-waste-arisings-and-treatment-capacity-norfolk-county-council-residual-waste-treatment-project>

I trust this helps to clarify the paragraph in Lord de Mauley's letter which you have highlighted below. Please don't hesitate to come back to me if you would like any further information.

Regards,

DEFRA OFFICIAL

Lord de Mauley's Office,
Nobel House, 17 Smith Square, London SW1P 3JR
REDACTED: TELEPHONE NUMBER

From: REDACTED: OFFICIAL IN RICHARD BACON, MP OFFICE
Sent: 18 October 2013 13:36
To: DEFRA OFFICIAL
Cc: BACON, Richard
Subject: RE: Norfolk Waste Infrastructure Credits

Dear DEFRA OFFICIAL

Thank you for sending through a copy of the letter from Lord De Mauley.

Mr Bacon has asked if it would be possible for you to expand on the second paragraph of the letter which says:

The review was prompted by a breach of the terms and conditions under which funding was originally agreed. We considered the full range of relevant factors, including the likelihood of England making the necessary contribution towards meeting the UK's 2020 EU Landfill Directive target for the diversion of biodegradable municipal waste from landfill. Based on the most recent analysis and all the relevant evidence, we concluded that it is sufficiently likely that the target will be met without a contribution from the NCC project.

In particular, Mr Bacon is keen to know which terms and conditions were breached and how

I would be very grateful if you could get let me know this information.

With kind regards

REDACTED: OFFICIAL IN RICHARD BACON, MP OFFICE

From: DEFRA OFFICIAL

Sent: 18 October 2013 12:52

To: BACON, Richard

Subject: Norfolk Waste Infrastructure Credits

Dear Mr Bacon,

Please find attached a letter from Lord de Mauley concerning the Norfolk Waste Infrastructure Credits.

Yours sincerely,

DEFRA OFFICIAL

<<Lord de Mauley to Richard Bacon MP - Norfolk - 18.10.13.pdf>>

DEFRA OFFICIAL

Assistant Private Secretary,

Lord de Mauley's Office,

Room 614, Nobel House, 17 Smith Square, London SW1P 3JR

REDACTED: TELEPHONE NUMBER